

# AUTO CR - LOG SUMMARY #1071116

TYPE: CR

## Incident Finding / Overall Case Finding

Description of Incident	Finding	Entered By	Entered Date
	SUSTAINED	ROUSSELL, JAMES	04-AUG-2016

## Reporting Party Information

Role	Name	Star No.	Emp No.	UOA / UOD	Position	Sex	Race	Address	Phone
CPD Employee	Reporting Party Witness	POLOVINA, NED R	20784		POLICE OFFICER	M	WHI		

## Incident Information

Incident From Date/Time	Address of Incident	Beat	Dist. Of Occurrence	Location Code	Location Description
21-AUG-2014 12:42 - 21-AUG-2014 12:42		1923	019	280 - POLICE FACILITY/VEH	PARKING LOT

## Accused Members

Role	Name	Star No.	Emp No.	UOA / UOD	Position	Status	Initial / Intake Allegation
CPD Employee	Accused	HERRERA, KENNETH	13680	019 /	POLICE OFFICER	OFF Duty	The complainant alleged that the accused officer took his bicycle without permission or justification.

## Other Involved Parties

Role	Name	Star No.	Emp No.	UOA / UOD	Position	Sex	Race	Address	Phone
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## Involved Party Associations

Role	Rep. Party Name	Related Person	Relationship
Reporting Party Witness	POLOVINA, NED R	HERRERA, KENNETH	CO-WORKER

## Incident Details

CR Required?		Manner Incident Received?	PAX
Confidential?		Biased Language?	N
Extraordinary Occurrence?	N	Bias Based Profiling?	N
Police Shooting (U)?	N	Alcohol Related?	N
Non Disciplinary Intervention:	N	Pursuit Related?	N
Initial Assignment:	IAD	Violence in Workplace?	N
Notify IAD Immediately?	N	Domestic Violence?	N
EEO Complaint No.:			
Civil Suit No.:		Civil Suit Settled Date:	
Notify Chief Administrator?	N	Notify Chief?	
Notify Coordinator?		Notification Does Not Apply?	Y
Notification Other?	N		
Notification Comments:			

## Incident Category List

Incident Category	Primary?	Initial?
08Z - GROUP 08 - CRIMINAL CONDUCT MISCELLANEOUS	Y	Y
09Z - GROUP 09 - CONDUCT UNBECOMING VIOLATIONS (OFF DUTY) MISCELLANEOUS	Y	N

## Investigator History

## Investigator History

Investigator	Type	Assigned Team	Assigned Date	Scheduled End Date	Investigation End Date	No. of Days
WEBB, JOSEPH	Primary	CONFIDENTIAL INVESTIGATION SECTION	29-AUG-2014	28-SEP-2014	29-AUG-2014	0
REIDY, BRIAN	Primary	CONFIDENTIAL INVESTIGATION SECTION	29-AUG-2014	25-FEB-2015	05-FEB-2015	160
REIDY, BRIAN	Primary	CONFIDENTIAL INVESTIGATION SECTION	10-APR-2015	10-MAY-2015	20-APR-2015	10
MUSCOLINO, ROBERT	Supervisor	CONFIDENTIAL INVESTIGATION SECTION	29-AUG-2014	28-SEP-2014	05-FEB-2015	
MUSCOLINO, ROBERT	Supervisor	CONFIDENTIAL INVESTIGATION SECTION	10-APR-2015	10-MAY-2015	20-APR-2015	

## Extension History

Name	Previous Scheduled End Date	Extended Scheduled End Date	Date Certified Letter Sent	Reason Selected	Explanation	Extension Report Date	Approved By	Approved Date	Approval Comments
REIDY, BRIAN	26-JAN-2015	25-FEB-2015		OTHER (DESCRIBE)	Ongoing Investigation	26-JAN-2015	MUSCOLINO, ROBERT	03-FEB-2015	approved
REIDY, BRIAN	27-DEC-2014	26-JAN-2015		OTHER (DESCRIBE)	Ongoing Investigation	05-JAN-2015	MUSCOLINO, ROBERT	03-FEB-2015	approved
REIDY, BRIAN	27-NOV-2014	27-DEC-2014		OTHER (DESCRIBE)	Ongoing Investigation	01-DEC-2014	MUSCOLINO, ROBERT	09-DEC-2014	approved
REIDY, BRIAN	28-OCT-2014	27-NOV-2014		OTHER (DESCRIBE)	Ongoing Investigation	29-OCT-2014	MUSCOLINO, ROBERT	30-OCT-2014	approved
REIDY, BRIAN	28-SEP-2014	28-OCT-2014		OTHER (DESCRIBE)	Ongoing Investigation	29-SEP-2014	MUSCOLINO, ROBERT	06-OCT-2014	approval

## Current Allegations

Accused Name	Seq. No.	Allegation	Category	Subcategory	Finding
HERRERA, KENNETH	1	It is alleged by the complainant Officer Ned R. POLOVINA #17772 that on 21 August 2014 @ 1242 hours at 850 W. Addison Street, Chicago Illinois, in the 019th District Police facility, that Officer Kenneth HERRERA #13680 took Officer POLOVINA's bicycle without permission.	009 GROUP 09 - CONDUCT UNBECOMING VIOLATIONS (OFF DUTY)	MISCELLANEOUS	SUSTAINED

## Situations (Allegation Details)

Accused Name	Alleg. No.	Situation	Victim/Offender Armed?	Weapon Types	Weapon Other	Weapon Recovered?	Deceased?
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## Status History

Resulting Status	Status Date/Time	Created By	Position	UOA / UOD	Comments
CLOSED/FINAL	12-AUG-2016 01:52	ANDERSON, RORY	POLICE AGENT	121 /	
PENDING FINANCE DIVISION RESPONSE	05-AUG-2016 09:59	ANDERSON, RORY	POLICE AGENT	121 /	
PENDING REVIEW AFTER SUPERINTENDENT DECISION	04-AUG-2016 02:15	ROUSSELL, JAMES	CHIEF	115 /	
PENDING SUPERINTENDENT DECISION	28-JUL-2016 11:35	ANDERSON, RORY	POLICE AGENT	121 /	
PENDING ACCUSED APPEAL	28-JUL-2016 11:31	O CONNOR, DANIEL	SERGEANT OF POLICE	121 /	
PENDING REVIEW/INCIDENT (I.A.D./DISTRICT USE)	28-JUL-2016 11:25	O CONNOR, DANIEL	SERGEANT OF POLICE	121 /	To Supt.
PENDING FINANCE DIVISION RESPONSE	28-JUL-2016 10:17	ANDERSON, RORY	POLICE AGENT	121 /	
PENDING DISCIPLINARY SCREENING PROGRAM	28-JUL-2016 10:15	ANDERSON, RORY	POLICE AGENT	121 /	
PENDING ACCUSED APPEAL	28-JUL-2016 10:03	COSTELLO, ROBERT	SERGEANT OF POLICE	121 /	
PENDING FINANCE DIVISION RESPONSE	28-JUL-2016 09:57	ANDERSON, RORY	POLICE AGENT	121 /	
PENDING REVIEW AFTER ACCUSED REQUEST	26-AUG-2015 09:30	ANDERSON, RORY	POLICE AGENT	121 /	
PENDING ACCUSED APPEAL	20-JUL-2015 10:30	WELCH III, EDDIE	DEP CHIEF	121 /	

## Status History

Resulting Status	Status Date/Time	Created By	Position	UOA / UOD	Comments
PENDING ASSISTANT DEPUTY SUPERINTENDENT REVIEW	09-JUL-2015 04:31	O CONNOR, DANIEL	SERGEANT OF POLICE	121 /	
PENDING ADVOCATE SECOND REVIEW	09-JUL-2015 06:48	ANDERSON, RORY	POLICE AGENT	121 /	
PENDING REVIEW AFTER COMMAND CHANNEL (I.A.D.)	08-JUL-2015 02:37	ANDREWS, CONSTANTI	DEP CHIEF	213 /	
PENDING COMMAND CHANNEL REVIEW	05-JUL-2015 10:53	CESARIO, ROBERT	COMMANDER	019 /	
PENDING COMMAND CHANNEL REVIEW	25-JUN-2015 08:38	COSTELLO, ROBERT	SERGEANT OF POLICE	004 / 121	
PENDING ADVOCATE REVIEW	25-JUN-2015 07:46	ANDERSON, RORY	POLICE AGENT	121 /	
PENDING REVIEW INCIDENT (I.A.D./DISTRICT USE)	25-JUN-2015 07:40	COSTELLO, ROBERT	SERGEANT OF POLICE	004 / 121	
PENDING REVIEW AFTER COMMAND CHANNEL (I.A.D.)	24-JUN-2015 12:52	VOULGARIS, ELIAS	COMMANDER	142 / 017	
PENDING COMMAND CHANNEL REVIEW	02-JUN-2015 10:40	COSTELLO, ROBERT	SERGEANT OF POLICE	004 / 121	
PENDING ADVOCATE REVIEW	01-JUN-2015 12:29	ANDERSON, RORY	POLICE AGENT	121 /	
PENDING REVIEW INCIDENT (I.A.D./DISTRICT USE)	27-MAY-2015 11:39	MUZUPAPPA, PHYLLIS	SERGEANT OF POLICE	121 /	
PENDING LIEUTENANT REVIEW	21-APR-2015 09:57	PIONKE, JOSEPH	SERGEANT OF POLICE	121 /	
PENDING LIEUTENANT REVIEW	20-APR-2015 10:18	MUSCOLINO, ROBERT	SERGEANT OF POLICE	121 /	
PENDING INVESTIGATIVE REVIEW	20-APR-2015 06:41	REIDY, BRIAN	POLICE OFFICER	121 /	
PENDING ADDITIONAL INVESTIGATION	10-APR-2015 03:22	MUZUPAPPA, PHYLLIS	SERGEANT OF POLICE	121 /	The investigator should remove page 2 from attachments 5 & 6 as the watch information is noted in the initiation report. Also, this attachment includes personal information which is not germane to the investigation. The list of attachments should be corrected.
PENDING REVIEW INCIDENT (I.A.D./DISTRICT USE)	17-MAR-2015 10:06	KLIMAS, ROBERT	COMMANDER	121 /	
PENDING LIEUTENANT REVIEW	05-FEB-2015 10:33	MELEAN, FREDERICK	LIEUTENANT OF POLICE	121 /	
PENDING LIEUTENANT REVIEW	05-FEB-2015 08:35	PIONKE, JOSEPH	SERGEANT OF POLICE	121 /	
PENDING LIEUTENANT REVIEW	05-FEB-2015 08:29	MUSCOLINO, ROBERT	SERGEANT OF POLICE	121 /	
PENDING INVESTIGATIVE REVIEW	05-FEB-2015 07:54	REIDY, BRIAN	POLICE OFFICER	121 /	
PENDING INVESTIGATION	29-AUG-2014 02:28	SPELLMAN, JOHN	SERGEANT OF POLICE	121 /	webb already had case assigned
PENDING INVESTIGATION	29-AUG-2014 02:21	SPELLMAN, JOHN	SERGEANT OF POLICE	121 /	
PENDING ASSIGN INVESTIGATOR	27-AUG-2014 12:14	DUNN, BRENDA	SERGEANT OF POLICE	121 /	
PENDING APPROVE TEAM	22-AUG-2014 09:31	WATSON, JOHN	POLICE OFFICER	121 /	
PENDING ASSIGN TEAM	21-AUG-2014 11:25	DEAN, BRUCE	SUPERVISING INV COPA	113 /	
PENDING SUPERVISOR REVIEW	21-AUG-2014 11:22	DEAN, BRUCE	SUPERVISING INV COPA	113 /	
PRELIMINARY	21-AUG-2014 06:41	DEAN, BRUCE	SUPERVISING INV COPA	113 /	

## Attachments

No.	Type	Related Person	No. of Pages	Narrative	Original in File	Entered By	Entered Date/Time	Status	Approve Content	Approve Inclusion
1	FACE SHEET					DEAN, BRUCE	21-AUG-2014 06:41			
1	INVESTIGATION					REIDY, BRIAN	31-AUG-2014 11:42			
2	CONFLICT CERTIFICATION					REIDY, BRIAN	03-SEP-2014 06:05			
3	DOCUMENTS - INVESTIGATION		1	Sworn Affidavit- Not Required	Y	REIDY, BRIAN	05-FEB-2015 06:39	APPROVED		
4	DOCUMENTS - INTAKE INCIDENT		3		N	WATSON, JOHN	22-AUG-2014 09:31	APPROVED		
5	DOCUMENTS - INVESTIGATION		1	CLEAR System Personnel Suite/Office Automation for Kenneth HERRERA #13680	Y	REIDY, BRIAN	20-APR-2015 06:32	APPROVED		
6	DOCUMENTS - INVESTIGATION		1	CLEAR System Personnel Suite/Office Automation for Ned R. POLOVINA #17772	Y	REIDY, BRIAN	20-APR-2015 06:37	APPROVED		
7	DOCUMENTS - INVESTIGATION		1	Interview of Witness Officer Joe BEOSI #9809	Y	REIDY, BRIAN	05-FEB-2015 06:54	APPROVED		

## Attachments

No.	Type	Related Person	No. of Pages	Narrative	Original in File	Entered By	Entered Date/Time	Status	Approve Content	Approve Inclusion
8	DOCUMENTS - INVESTIGATION		2	Security Video from 019th District	Y	REIDY, BRIAN	05-FEB-2015 07:01	APPROVED		
9	DOCUMENTS - INVESTIGATION		11	Supplement Report and Inventory	Y	REIDY, BRIAN	05-FEB-2015 07:03	APPROVED		
10	DOCUMENTS - INVESTIGATION		1	Victim's Refusal to Prosecute	Y	REIDY, BRIAN	05-FEB-2015 07:05	APPROVED		
11	WITNESS NOTIFICATION					REIDY, BRIAN	24-SEP-2014 12:20	WITNESS ACKNOWLEDGED NOTIFICATION		
12	DOCUMENTS - INVESTIGATION		7	Witness Statement from Officer Ned POLOVINA #17772	Y	REIDY, BRIAN	05-FEB-2015 07:08	APPROVED		
13	ACCUSED NOTIFICATION OF ALLEGATIONS	ACCUSED - HERRERA, KENNETH				REIDY, BRIAN	17-SEP-2014 09:34	ACCUSED ACKNOWLEDGED ALLEGATIONS		
14	DOCUMENTS - INVESTIGATION		4	Statement of Kenneth HERRERA #13680	Y	REIDY, BRIAN	05-FEB-2015 07:11	APPROVED		
15	DOCUMENTS - INVESTIGATION		1	Complimentary History for Kenneth HERRERA #13680	Y	REIDY, BRIAN	05-FEB-2015 07:12	APPROVED		
16	DOCUMENTS - INVESTIGATION		2	Disciplinary History for Kenneth HERRERA #13680	Y	REIDY, BRIAN	05-FEB-2015 07:15	APPROVED		
17	DOCUMENTS - INVESTIGATION		1	Sergeant Robert MUSCOLINO #937 Recommendations	Y	REIDY, BRIAN	05-FEB-2015 07:22	APPROVED		
	DOCUMENTS - ACCUSED APPEAL	ACCUSED - HERRERA, KENNETH	1	Request For Copy Of Complaint Register File By Management And Labor Affairs For Grievance No. [REDACTED]	N	ANDERSON, RORY	26-AUG-2015 09:29	APPROVED		
	DOCUMENTS - ACCUSED APPEAL	ACCUSED - HERRERA, KENNETH	2	Member Did Not Make A Selection On Submitted and Signed CPD-44.246 Form Set. Request For Review Of Discipline (Reprimands And Suspensions From One (1) To Ten (10) Days)CPD-44.246 Form Set	N	ANDERSON, RORY	26-AUG-2015 09:26	APPROVED		
	DOCUMENTS - ACCUSED APPEAL	ACCUSED - HERRERA, KENNETH	2	Binding Summary Opinion for Grievance [REDACTED] Reduction in Members Penalty from 10 Day Suspension to a 5 (FIVE) Day Suspension.	N	ANDERSON, RORY	28-JUL-2016 09:56	APPROVED		
	DOCUMENTS - INVESTIGATION		6		Y	REIDY, BRIAN	05-FEB-2015 07:28	APPROVED		

## Review Incident

Review Type	Accused/Involved Member Name	Result Type	Reviewed By	Position	Unit	Review Date	Remarks
ASSISTANT DEPUTY SUPERINTENDENT REVIEW	HERRERA, KENNETH	SUBMITTED	WELCH III, EDDIE	CHIEF	121	20-JUL-2015 10:30	
ASSISTANT ADVOCATE REVIEW	HERRERA, KENNETH	SUBMITTED	ANDERSON, RORY	POLICE AGENT	121	09-JUL-2015 06:48	Command Channel Review Concurred With Findings/Recommendations. To Chief Rivera For Review Approval.
ASSISTANT ADVOCATE REVIEW		SUBMITTED	ANDERSON, RORY	POLICE AGENT	121	25-JUN-2015 07:46	Command Channel Review to Units 019 and 213.
ASSISTANT ADVOCATE REVIEW		SUBMITTED	ANDERSON, RORY	POLICE AGENT	121	01-JUN-2015 12:29	Command Channel Review to Units 019 and 213.
LIEUTENANT REVIEW		SUBMITTED	MUZUPAPPA, PHYLLIS	SERGEANT OF POLICE	121	27-MAY-2015 11:39	A/W completed.
LIEUTENANT REVIEW		SUBMITTED	PIONKE, JOSEPH	SERGEANT OF POLICE	022	21-APR-2015 09:57	
SERGEANT REVIEW		SUBMITTED	MUSCOLINO, ROBERT	LIEUTENANT OF POLICE	714	20-APR-2015 10:18	
ADMIN REVIEW		ADDITIONAL INVESTIGATION NEEDED	MUZUPAPPA, PHYLLIS	SERGEANT OF POLICE	121	10-APR-2015 03:22	
LIEUTENANT REVIEW		SUBMITTED	KLIMAS, ROBERT	COMMANDER	121	17-MAR-2015 10:06	OK
LIEUTENANT REVIEW		SUBMITTED	MELEAN, FREDERICK	LIEUTENANT OF POLICE	022	05-FEB-2015 10:33	
LIEUTENANT REVIEW		SUBMITTED	PIONKE, JOSEPH	SERGEANT OF POLICE	022	05-FEB-2015 08:35	
SERGEANT REVIEW		SUBMITTED	MUSCOLINO, ROBERT	LIEUTENANT OF POLICE	714	05-FEB-2015 08:29	

## Review Accused

Review Type	Accused/Involved Member Name	Result Type	Reviewed By	Position	Unit	Review Date	Remarks
ADVOCATE OFFICE CLOSING STEPS	HERRERA, KENNETH	SUBMITTED	ANDERSON, RORY	POLICE AGENT	121	12-AUG-2016 01:52	Close To Records
FINANCE DIVISION RESPONSE	HERRERA, KENNETH	SUBMITTED	ALI-KELLEY, YASMINE	MANAGER POL PAYROLL	122	12-AUG-2016 10:59	



## Review Accused

Review Type	Accused/Involved Member Name	Result Type	Reviewed By	Position	Unit	Review Date	Remarks
FINANCE DIVISION RESPONSE	HERRERA, KENNETH	ACCEPTED/SAVED	ALI-KELLEY, YASMINE	MANAGER POL PAYROLL	122	12-AUG-2016 10:58	
FINANCE DIVISION RESPONSE	HERRERA, KENNETH	ACCEPTED/SAVED	ALI-KELLEY, YASMINE	MANAGER POL PAYROLL	122	08-AUG-2016 10:23	Mail to unit with options form 8 Aug 16.
REVIEW AFTER SUPERINTENDENT DECISION	HERRERA, KENNETH	SUBMITTED	ANDERSON, RORY	POLICE AGENT	121	05-AUG-2016 09:59	
SUPERINTENDENT DECISION	HERRERA, KENNETH	SUBMITTED	ROUSSELL, JAMES	DEPUTY DIRECTOR	111	04-AUG-2016 02:15	
ADVOCATE OFFICE ACCUSED REVIEW	HERRERA, KENNETH	SUBMITTED	ANDERSON, RORY	POLICE AGENT	121	28-JUL-2016 11:35	
DISCIPLINARY SCREENING PROGRAM	HERRERA, KENNETH	SUBMITTED	ANDERSON, RORY	POLICE AGENT	121	28-JUL-2016 10:17	
ADVOCATE OFFICE ACCUSED REVIEW	HERRERA, KENNETH	SUBMITTED	ANDERSON, RORY	POLICE AGENT	121	28-JUL-2016 10:15	
DIRECT APPEAL TO SUPERINTENDENT	HERRERA, KENNETH	SUBMITTED	ANDERSON, RORY	POLICE AGENT	121	28-JUL-2016 09:57	Binding Summary Opinion for Grievance [REDACTED] Reduction in Members Penalty from 10 Day Suspension to a 5 (FIVE) Day Suspension.
ADVOCATE OFFICE ACCUSED REVIEW	HERRERA, KENNETH	SUBMITTED	ANDERSON, RORY	POLICE AGENT	121	26-AUG-2015 09:30	Member Did Not Make A Selection On Submitted and Signed CPD-44.246 Form Set. Request For Review Of Discipline (Reprimands And Suspensions From One (1) To Ten (10) Days)CPD-44.246 Form Set. Request For Copy Of Complaint Register File By Management And Labor Affairs For Grievance No. [REDACTED]
ADVOCATE OFFICE ACCUSED REVIEW	HERRERA, KENNETH	SUBMITTED	ANDERSON, RORY	POLICE AGENT	121	21-JUL-2015 06:57	
ADVOCATE REVIEW	HERRERA, KENNETH	SUBMITTED	O CONNOR, DANIEL	LIEUTENANT OF POLICE	009	09-JUL-2015 04:31	
COMMAND CHANNEL REVIEW	HERRERA, KENNETH	SUBMITTED	ANDREWS, CONSTANTI	CHIEF	180	08-JUL-2015 02:37	
COMMAND CHANNEL REVIEW	HERRERA, KENNETH	SUBMITTED	CESARIO, ROBERT	COMMANDER	630	05-JUL-2015 10:53	
ADVOCATE REVIEW	HERRERA, KENNETH	SUBMITTED	COSTELLO, ROBERT	LIEUTENANT OF POLICE	002	25-JUN-2015 08:38	
COMMAND CHANNEL REVIEW	HERRERA, KENNETH	SUBMITTED	VOULGARIS, ELIAS	COMMANDER	167	24-JUN-2015 12:52	
ADVOCATE REVIEW	HERRERA, KENNETH	SUBMITTED	COSTELLO, ROBERT	LIEUTENANT OF POLICE	002	02-JUN-2015 10:40	

## Accused Finding History

Accused	Allegation	Reviewed By	Reviewed Date/Time	CCR?	Concur?	Finding	Finding Comments
HERRERA, KENNETH	1. It is alleged by the complainant Officer Ned R. POLOVINA #17...	ROUSSELL, JAMES	04-AUG-2016 02:15			SUSTAINED	
HERRERA, KENNETH	1. It is alleged by the complainant Officer Ned R. POLOVINA #17...	ANDERSON, RORY	28-JUL-2016 10:17			SUSTAINED	
HERRERA, KENNETH	1. It is alleged by the complainant Officer Ned R. POLOVINA #17...	ANDERSON, RORY	28-JUL-2016 09:57			SUSTAINED	
HERRERA, KENNETH	1. It is alleged by the complainant Officer Ned R. POLOVINA #17...	WELCH III, EDDIE	20-JUL-2015 10:30		Y	SUSTAINED	
HERRERA, KENNETH	1. It is alleged by the complainant Officer Ned R. POLOVINA #17...	ANDREWS, CONSTANTI	08-JUL-2015 02:37	Y	Y	SUSTAINED	
HERRERA, KENNETH	1. It is alleged by the complainant Officer Ned R. POLOVINA #17...	CESARIO, ROBERT	05-JUL-2015 10:53	Y	Y	SUSTAINED	
HERRERA, KENNETH	1. It is alleged by the complainant Officer Ned R. POLOVINA #17...	VOULGARIS, ELIAS	24-JUN-2015 12:52	Y	Y	SUSTAINED	
HERRERA, KENNETH	1. It is alleged by the complainant Officer Ned R. POLOVINA #17...	REIDY, BRIAN	05-FEB-2015 07:54			SUSTAINED	

## Accused Penalty History

Accused	Reviewed By	Reviewed Date/Time	CCR?	Concur?	Penalty	Penalty Comments
HERRERA, KENNETH	ROUSSELL, JAMES	04-AUG-2016 02:15			SUSPENSION 5 Day(s)	
HERRERA, KENNETH	ANDERSON, RORY	28-JUL-2016 10:17			SUSPENSION 5 Day(s)	

## Accused Penalty History

Accused	Reviewed By	Reviewed Date/Time	CCR?	Concur?	Penalty	Penalty Comments
HERRERA, KENNETH	WELCH III, EDDIE	20-JUL-2015 10:30		Y	SUSPENSION 10 Day(s)	
HERRERA, KENNETH	ANDREWS, CONSTANTI	08-JUL-2015 02:37	Y	Y	SUSPENSION 10 Day(s)	
HERRERA, KENNETH	CESARIO, ROBERT	05-JUL-2015 10:53	Y	Y	SUSPENSION 10 Day(s)	
HERRERA, KENNETH	VOULGARIS, ELIAS	24-JUN-2015 12:52	Y	Y	SUSPENSION 10 Day(s)	
HERRERA, KENNETH	MUSCOLINO, ROBERT	05-FEB-2015 08:29			SUSPENSION 10 Day(s)	

## Findings

Accused Name	Allegations	Category	Concur?	Findings	Comments
HERRERA, KENNETH	It is alleged by the complainant Officer Ned R. POLOVINA #17772 that on 21 August 2014 @ 1242 hours at 850 W. Addison Street, Chicago Illinois, in the 019th District Police facility, that Officer Kenneth HERRERA #13680 took Officer POLOVINA's bicycle without permission.	009 GROUP 09 - CONDUCT UNBECOMING VIOLATIONS (OFF DUTY)		SUSTAINED	

# FACE SHEET (Notification Date: 21-AUG-2014) - LOG #1071116

TYPE: CR

## Reporting Party Information

Role	Name	Star No.	Emp No.	UOA / UOD	Position	Sex	Race	Address	Phone
CPD Employee	Reporting Party Victim	POLOVINA, NED R	20784		019 /	POLICE OFFICER	M	WHI	

## Incident Information

Incident From Date/Time	Address of Incident	Beat	Dist. Of Occurrence	Location Code	Location Description
21-AUG-2014 12:42 - 21-AUG-2014 12:42	850 W ADDISON ST, CHICAGO, IL 60613	1923	019	280 - POLICE FACILITY/VEH	PARKING LOT

## Accused Members

Role	Name	Star No.	Emp No.	UOA / UOD	Position	Status	Initial / Intake Allegation
CPD Employee	Accused	HERRERA, KENNETH	13680		019 /	POLICE OFFICER	OFF Duty
							The complainant alleged that the accused officer took his bicycle without permission or justification.

## Incident Details

CR Required?		Manner Incident Received?	PAX
Confidential?		Biased Language?	N
Extraordinary Occurrence?	N	Bias Based Profiling?	N
Police Shooting (U)?	N		
Motor Vehicle (V)?		Alcohol Related?	N
Non Disciplinary Intervention:	N	Pursuit Related?	N
Initial Assignment:	IAD	Violence in Workplace?	N
Notify IAD Immediately?	N	Domestic Violence?	N
EEO Complaint No.:			
Civil Suit No.:		Notify Chief?	
Notify Chief Administrator?	N	Notification Does Not Apply?	Y
Notify Coordinator?			
Notification Other?	N		

## Initial Incident Category List

Initial Incident Category	Primary?
08Z - GROUP 08 - CRIMINAL CONDUCT MISCELLANEOUS	Y
09Z - GROUP 09 - CONDUCT UNBECOMING VIOLATIONS (OFF DUTY) MISCELLANEOUS	Y

## Assignment History

Assigned To	Assigned Team	Investigator	Assignment Date/Time	Assigned By	Reason
IAD	CONFIDENTIAL INVESTIGATION SECTION	REIDY, BRIAN (PRIMARY INV)	10-APR-2015 15:22	MUZUPAPPA, PHYLLIS	
IAD	CONFIDENTIAL INVESTIGATION SECTION	MUSCOLINO, ROBERT (SUPERVISOR)	10-APR-2015 15:22	MUZUPAPPA, PHYLLIS	
IAD	CONFIDENTIAL INVESTIGATION SECTION	REIDY, BRIAN (PRIMARY INV)	29-AUG-2014 14:28	SPELLMAN, JOHN	
IAD	CONFIDENTIAL INVESTIGATION SECTION	WEBB, JOSEPH (PRIMARY INV)	29-AUG-2014 14:21	SPELLMAN, JOHN	
IAD	CONFIDENTIAL INVESTIGATION SECTION	MUSCOLINO, ROBERT (SUPERVISOR)	29-AUG-2014 14:21	SPELLMAN, JOHN	
IAD	CONFIDENTIAL INVESTIGATION SECTION	-	22-AUG-2014 09:31	WATSON, JOHN	
IAD	INTERNAL AFFAIRS DIVISION	-	21-AUG-2014 18:41	DEAN, BRUCE	

## Status History

Resulting Status	Status Date/Time	Created By	Position	UOA / UOD	Comments
CLOSED/FINAL	12-AUG-2016 01:52	ANDERSON, RORY	POLICE AGENT	121 /	

## Status History

Resulting Status	Status Date/Time	Created By	Position	UOA / UOD	Comments
PENDING FINANCE DIVISION RESPONSE	05-AUG-2016 09:59	ANDERSON, RORY	POLICE AGENT	121 /	
PENDING REVIEW AFTER SUPERINTENDENT DECISION	04-AUG-2016 02:15	ROUSSELL, JAMES	CHIEF	115 /	
PENDING SUPERINTENDENT DECISION	28-JUL-2016 11:35	ANDERSON, RORY	POLICE AGENT	121 /	
PENDING ACCUSED APPEAL	28-JUL-2016 11:31	O CONNOR, DANIEL	SERGEANT OF POLICE	121 /	
PENDING REVIEW INCIDENT (I.A.D./DISTRICT USE)	28-JUL-2016 11:25	O CONNOR, DANIEL	SERGEANT OF POLICE	121 /	To Supt.
PENDING FINANCE DIVISION RESPONSE	28-JUL-2016 10:17	ANDERSON, RORY	POLICE AGENT	121 /	
PENDING DISCIPLINARY SCREENING PROGRAM	28-JUL-2016 10:15	ANDERSON, RORY	POLICE AGENT	121 /	
PENDING ACCUSED APPEAL	28-JUL-2016 10:03	COSTELLO, ROBERT	SERGEANT OF POLICE	121 /	
PENDING FINANCE DIVISION RESPONSE	28-JUL-2016 09:57	ANDERSON, RORY	POLICE AGENT	121 /	
PENDING REVIEW AFTER ACCUSED REQUEST	26-AUG-2015 09:30	ANDERSON, RORY	POLICE AGENT	121 /	
PENDING ACCUSED APPEAL	20-JUL-2015 10:30	WELCH III, EDDIE	DEP CHIEF	121 /	
PENDING ASSISTANT DEPUTY SUPERINTENDENT REVIEW	09-JUL-2015 04:31	O CONNOR, DANIEL	SERGEANT OF POLICE	121 /	
PENDING ADVOCATE SECOND REVIEW	09-JUL-2015 06:48	ANDERSON, RORY	POLICE AGENT	121 /	
PENDING REVIEW AFTER COMMAND CHANNEL (I.A.D.)	08-JUL-2015 02:37	ANDREWS, CONSTANTI	DEP CHIEF	213 /	
PENDING COMMAND CHANNEL REVIEW	05-JUL-2015 10:53	CESARIO, ROBERT	COMMANDER	019 /	
PENDING COMMAND CHANNEL REVIEW	25-JUN-2015 08:38	COSTELLO, ROBERT	SERGEANT OF POLICE	004 / 121	
PENDING ADVOCATE REVIEW	25-JUN-2015 07:46	ANDERSON, RORY	POLICE AGENT	121 /	
PENDING REVIEW INCIDENT (I.A.D./DISTRICT USE)	25-JUN-2015 07:40	COSTELLO, ROBERT	SERGEANT OF POLICE	004 / 121	
PENDING REVIEW AFTER COMMAND CHANNEL (I.A.D.)	24-JUN-2015 12:52	VOULGARIS, ELIAS	COMMANDER	142 / 017	
PENDING COMMAND CHANNEL REVIEW	02-JUN-2015 10:40	COSTELLO, ROBERT	SERGEANT OF POLICE	004 / 121	
PENDING ADVOCATE REVIEW	01-JUN-2015 12:29	ANDERSON, RORY	POLICE AGENT	121 /	
PENDING REVIEW INCIDENT (I.A.D./DISTRICT USE)	27-MAY-2015 11:39	MUZUPAPPA, PHYLLIS	SERGEANT OF POLICE	121 /	
PENDING LIEUTENANT REVIEW	21-APR-2015 09:57	PIONKE, JOSEPH	SERGEANT OF POLICE	121 /	
PENDING LIEUTENANT REVIEW	20-APR-2015 10:18	MUSCOLINO, ROBERT	SERGEANT OF POLICE	121 /	
PENDING INVESTIGATIVE REVIEW	20-APR-2015 06:41	REIDY, BRIAN	POLICE OFFICER	121 /	
PENDING ADDITIONAL INVESTIGATION	10-APR-2015 03:22	MUZUPAPPA, PHYLLIS	SERGEANT OF POLICE	121 /	The investigator should remove page 2 from attachments 5 & 6 as the watch information is noted in the initiation report. Also, this attachment includes personal information which is not germane to the investigation. The list of attachments should be corrected.
PENDING REVIEW INCIDENT (I.A.D./DISTRICT USE)	17-MAR-2015 10:06	KLIMAS, ROBERT	COMMANDER	121 /	
PENDING LIEUTENANT REVIEW	05-FEB-2015 10:33	MELEAN, FREDERICK	LIEUTENANT OF POLICE	121 /	
PENDING LIEUTENANT REVIEW	05-FEB-2015 08:35	PIONKE, JOSEPH	SERGEANT OF POLICE	121 /	
PENDING LIEUTENANT REVIEW	05-FEB-2015 08:29	MUSCOLINO, ROBERT	SERGEANT OF POLICE	121 /	
PENDING INVESTIGATIVE REVIEW	05-FEB-2015 07:54	REIDY, BRIAN	POLICE OFFICER	121 /	
PENDING INVESTIGATION	29-AUG-2014 02:28	SPELLMAN, JOHN	SERGEANT OF POLICE	121 /	webb already had case assigned
PENDING INVESTIGATION	29-AUG-2014 02:21	SPELLMAN, JOHN	SERGEANT OF POLICE	121 /	
PENDING ASSIGN INVESTIGATOR	27-AUG-2014 12:14	DUNN, BRENDA	SERGEANT OF POLICE	121 /	
PENDING APPROVE TEAM	22-AUG-2014 09:31	WATSON, JOHN	POLICE OFFICER	121 /	
PENDING ASSIGN TEAM	21-AUG-2014 11:25	DEAN, BRUCE	SUPERVISING INV COPA	113 /	
PENDING SUPERVISOR REVIEW	21-AUG-2014 11:22	DEAN, BRUCE	SUPERVISING INV COPA	113 /	
PRELIMINARY	21-AUG-2014 06:41	DEAN, BRUCE	SUPERVISING INV COPA	113 /	



**SWORN AFFIDAVIT FOR COMPLAINT LOG INVESTIGATION**  
CHICAGO POLICE DEPARTMENT

STATE OF ILLINOIS )

COUNTY OF COOK )

CC

Location of Incident	Date	Time
----------------------	------	------

Summary of Statement(s):

**NOT REQUIRED**

I, \_\_\_\_\_ hereby state as follows:

1. I have read the above summary and/or attached statement(s) in its entirety, reviewed it for accuracy and been given an opportunity to make corrections and additions to the statement(s).
2. Under penalties as provided by law pursuant to 735 ILCS 5/1-109, I certify that the information set forth in the statement(s) above and/or attached summary are true and correct, except as to any matters therein stated to be on information and belief as to such matters, I certify as aforesaid that I verily believe the same to be true.

Print Affiant's Name

Print Witness' Name

Affiant's Signature

Witness' Signature

Date

Date

TO: Elias Voulgaris  
Commander 019<sup>th</sup>, District

FROM: Evangelos Hitiris #1043  
Sgt. 2<sup>nd</sup> watch

SUBJECT: Complaint Log # 1071116

COMPLAINANT: P.O. POLOVINA, Ned #17772  
Assigned 019<sup>th</sup> District  
850 W. Addison Ave.  
Chicago Ill. 60613  
Work: (312) 744-8320

ACCUSED: P.O. HERRERA, Kenneth # 13680  
Assigned 019<sup>th</sup> District  
850 W. Addison Ave.  
Chicago Ill. 60613  
Work: (312) 744-8320

**ALLEGATION:** On 21 August 2014 at 1242 hrs 1<sup>st</sup> watch Officer Herrera #13680 was exiting the building at 850 W. Addison ave. while pushing a "Cannondale mountain bike". Officer Polovina #17772 was entering the 019<sup>th</sup> district from the parking lot entrance located on east side of building when he recognized the mountain bike as his property. He confronted Officer Herrera about the bicycle and Officer Herrera informed officer Polovina that he believed that the Cannondale bicycle was a "shit" bicycle. Officer Herrera returned the bicycle to its location and then left the building.

R/Sgt observed the video that covers the hallway and door inside the 019<sup>th</sup> district facility and observed Officer Herrera enter the facility and go to the stairway area. R/Sgt further observed Officer Herrera exit from the stairway area while pushing a bicycle. R/Sgt then observes via the video recording, Officer Polovina entering the doorway area and Officer Herrera following him while still pushing the bicycle. Officer Herrera then exits the stairway area of building and leave.

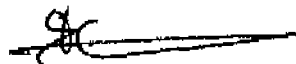
LOCATION: 850 W. Addison (019<sup>th</sup> District facility)

DATE: 21 August 2014

TIME: 1242 to 1245 Hrs.

NOTIFICATIONS: IPRA -DEAN, Bruce #016 1845 hrs 21 August 2014

RD# [REDACTED] (Attempt Theft) UCR - 0850



Sgt. Evangelos Hitiris #1043

CHICAGO POLICE DEPARTMENT  
ORIGINAL CASE INCIDENT REPORT

3510 S. Michigan Avenue, Chicago, Illinois 60653

(For use by Chicago Police Department Personnel Only)

CPD-11.989(8/03)-C

RD # [REDACTED]  
Case ID: [REDACTED]  
EVENT [REDACTED]

**APPROVAL COMPLETE**

IUCR: 0850 - Theft - Attempt Theft

Occurrence  
Location:

Beat: 1923

Unit Assigned: 1925

RO Arrival Date: 21 August 2014 12:42

280 - Police Facility/Veh Parking Lot

Occurrence Date: 21 August 2014 12:42

# Offenders: 1

**VICTIM - Individual**

Name: POLOVINA, Ned R

Res: 850 W Addison St  
Chicago IL 60613

Beat: 1923

Sobriety: Sober

CPD Officer: No

**Demographics**

Male

DOB: [REDACTED]

White

Age: 48 Years

6'01,

Birth Place: Indiana

225 lbs

Brown Eyes

Brown Hair

Medium Hair Style

Medium Complexion

**Other Communications and Availability**

Business Phone : 312-744-8320

Available Time 09:00:00 - 00:00:00

**Suspect # 1**

Name: HERRERA, Kenneth

Res: 850 W Addison St  
Chicago ILLINOIS 60613

Beat: 1923

**Demographics**

Male

White Hispanic

5'11,

230 lbs .

Brown Eyes

Black Hair

Short Hair Style

Medium Complexion

POLOVINA, Ned,R

( Victim )

is a Acquaintance of

( Offender )

**Victim Information Provided**

Flash Message Sent ?

No

OTHER PROPERTIES	<b>Property #1</b>		<b>Possessed Item Polovina, Ned R</b>	
	Quantity: 1	Estimated Value: \$1000.00	Used as Weapon? No	
	Description: Cannondale	Owner: Ned Polovina	Taken/Stolen? No	
	Model: F400		Recovered? No	
	Serial #: [REDACTED]			
	Color: Black	Property Type: Bicycles		

NOTIFICATIONS	<b>Request Type</b>	<b>Agency Name</b>	<b>Date</b>	<b>Star #</b>	<b>Empl #</b>	<b>Name</b>
	Notification	I.P.R.A.	21 August 18:41	16	[REDACTED]	DEAN, Bruce
	Other Notifications May Be In Narrative.					

**EVENT** [REDACTED] IN SUMMARY, CHICAGO POLICE OFFICER NED POLOVINA # 17772 (VICTIM AND COMPLAINANT) RELATED TO R/O THAT HE HAD PREVIOUSLY PARKED HIS BICYCLE UNDERNEATH THE STAIRS OF THE 019TH DISTRICT EAST POLICE STATION. ON TODAY'S DATE, WHILE WALKING INTO THE STATION THROUGH THE BUILDING'S EAST DOOR, HE OBSERVED CHICAGO POLICE OFFICER KENNETH HERRERA # 13680 (OFFENDER) EXITING THE BUILDING WITH THE VICTIM'S BIKE. OFFICER POLOVINA CONFRONTED OFFICER HERRERA BY ASKING "WHAT ARE YOU DOING WITH MY BIKE?" TO WHICH THE OFFENDER RESPONDED "WHAT?" OFFICER POLOVINA THEN REPEATED THE QUESTION, TO WHICH OFFICER HERRERA STATED "OH I THOUGHT IT WAS ONE OF THOSE SHIT BIKES." OFFICER POLOVINA DEMANDED THE OFFENDER RETURN HIS BICYCLE, AT WHICH TIME THE OFFENDER WALKED THE BIKE BACK TO THE SAME LOCATION WHERE THE VICTIM HAD LAST LEFT IT. THE OFFENDER THEN LEFT THROUGH THE EAST DOOR OF THE STATION. THE ABOVE LISTED INCIDENT WAS RECORDED BY CAMERA NUMBER 17 OF THE CHICAGO POLICE DEPARTMENT'S STATION SECURITY SYSTEM; HOWEVER, SAID VIDEO WAS UNAVAILABLE FOR INVENTORY AS OF THE TIME OF THIS REPORT. DUE TO THE OFFENDER BEING A CHICAGO POLICE OFFICER, SGT. HITIRIS # 1043 CONTACTED THE INDEPENDENT POLICE REVIEW AUTHORITY AND OBTAINED CL # 1071116. SUPERVISOR ON SCENE - STAR#: 1043 NAME: EVANGELOS HITIRIS BEAT: 1980

PERSONNEL	<b>Star No</b>	<b>Emp No</b>	<b>Name</b>	<b>User</b>	<b>Date</b>	<b>Unit</b>	<b>Beat</b>
	Reporting Officer	3422	[REDACTED]	ROBERTS, Geoffrey, S	[REDACTED]	21 Aug 2014 21:15	019 1925

IUCR ASSOCI	<b>Victim</b>	<b>IUCR</b>	<b>Crime</b>	<b>Offender</b>
	POLOVINA R Ned	0850	Theft - Attempt Theft	[REDACTED]



BUREAU OF INTERNAL AFFAIRS  
Investigations Division  
Confidential Investigations Section

02 September 2014

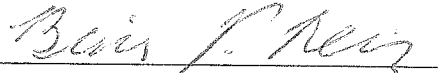
TO: Commanding Officer  
Confidential Investigations Section  
Bureau of Internal Affairs

FROM: Brian P. REIDY #5896  
Confidential Investigations Section  
Bureau of Internal Affairs

SUBJECT: CLEAR System Personnel Suite/Office Automation for Kenneth  
HERRERA #13680

REFERENCE: Alleged Misconduct.

R/Investigator obtained and accessed copies of CLEAR System Personnel Suite/Office Automation Watch Screen for Kenneth HERRERA #13680. R/Investigator found that Officer HERRERA is assigned to 019<sup>th</sup> District, 1<sup>st</sup> watch working beat 1942 Rapid Response Officer.

  
P.O. Brian P. REIDY #5896  
Confidential Investigations Section  
Bureau of Internal Affairs

CR #1071116  
Attachment # 5  
Page 1 of 2

CPD 0323796

BUREAU OF INTERNAL AFFAIRS  
Investigations Division  
Confidential Investigations Section

02 September 2014


TO: Commanding Officer  
Confidential Investigations Section  
Bureau of Internal Affairs

FROM: Brian P. REIDY #5896  
Confidential Investigations Section  
Bureau of Internal Affairs

SUBJECT: CLEAR System Personnel Suite/Office Automation for Ned R.  
POLOVINA #17772

REFERENCE: Alleged Misconduct.

R/Investigator obtained and accessed copies of CLEAR System Personnel Suite/Office Automation Watch Screen for Ned R. POLOVINA #17772. R/Investigator found that Officer POLOVINA is assigned to 019<sup>th</sup> District, 3<sup>rd</sup> watch working beat 1949 Beat Officer.

  
P.O. Brian P. REIDY #5896  
Confidential Investigations Section  
Bureau of Internal Affairs

CR #1071116  
Attachment # 6  
Page 1 of 2

BUREAU OF INTERNAL AFFAIRS  
Investigations Division  
Confidential Investigations Section

03 September 2014

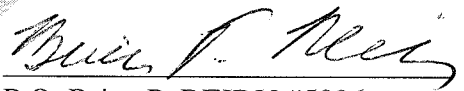
TO: Commanding Officer  
Confidential Investigations Section  
Bureau of Internal Affairs

FROM: Brian P. REIDY #5896  
Confidential Investigations Section  
Bureau of Internal Affairs

SUBJECT: Interview of Witness Officer Joe BEOSI #9809

REFERENCE: Alleged Misconduct.

R/Investigator on 03 September 2014 spoke with Officer Joe BEOSI #9809, who is the 019<sup>th</sup> District unit secretary. BEOSI related that officers of the 019<sup>th</sup> District park police department bicycles and personal bicycles in the area of east side stairwell.

  
P.O. Brian P. REIDY #5896  
Confidential Investigations Section  
Bureau of Internal Affairs

CR #1071116  
Attachment # 7  
Page 1 of 1

BUREAU OF INTERNAL AFFAIRS  
Investigations Division  
Confidential Investigations Section

03 September 2014


TO: Commanding Officer  
Confidential Investigations Section  
Bureau of Internal Affairs

FROM: Brian P. REIDY #5896  
Confidential Investigations Section  
Bureau of Internal Affairs

SUBJECT: Security Video from 019<sup>th</sup> District

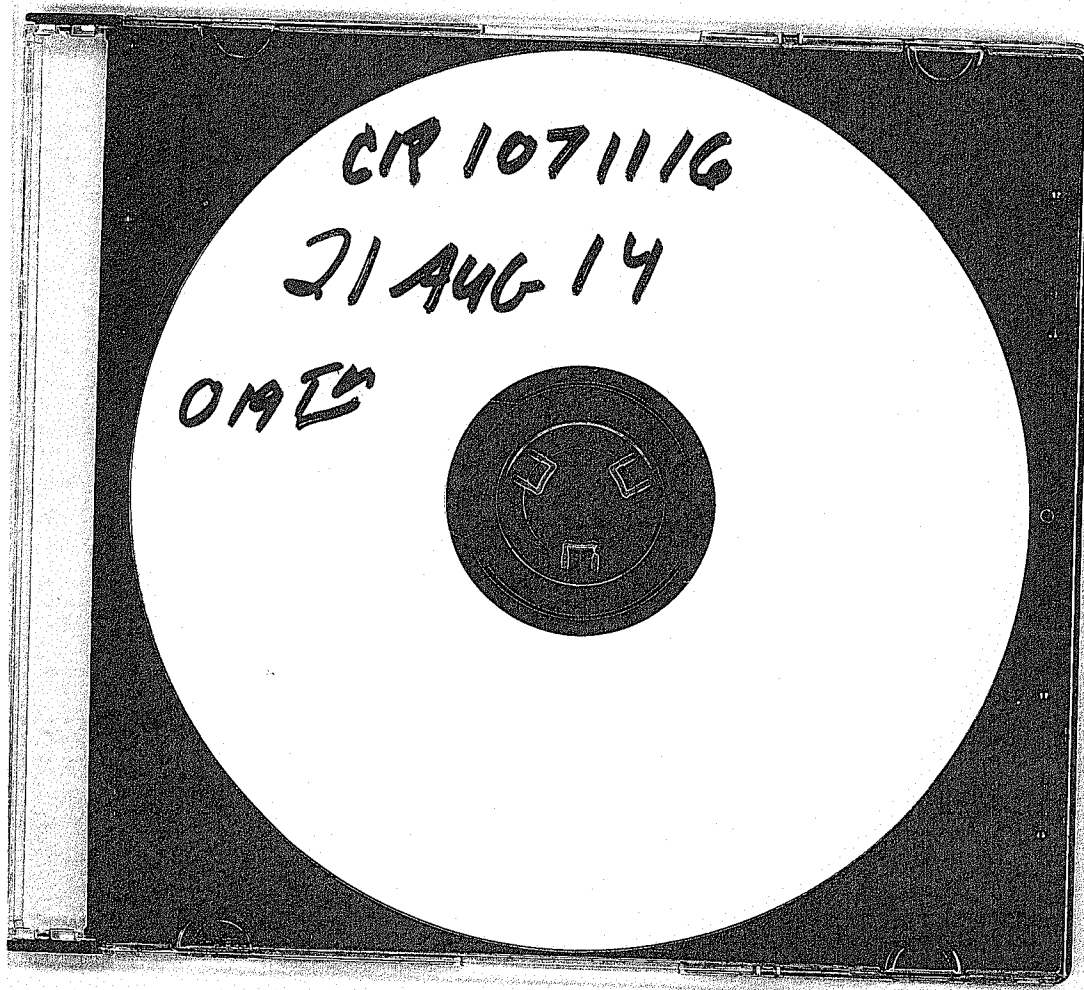
REFERENCE: Alleged Misconduct.

R/Investigator reviewed security video from the 019<sup>th</sup> District, the video covers the hallway and door inside the facility for 21 August 2014. Video shows that Officer HERRERA enters the 019<sup>th</sup> District facility and proceeds to the stairway area, and then exits the stairway area pushing a bicycle. The video then shows that Officer POLOVINA enters the doorway area near the stairway and that Officer HERRERA turns the bicycle around to follow POLOVINA and returns the bicycle to the stairway area. The video then shows that Officer HERRERA exits the 019<sup>th</sup> District facility with zero items in his possession.

  
P.O. Brian P. REIDY #5896  
Confidential Investigations Section  
Bureau of Internal Affairs

CR #1071116  
Attachment # 8  
Page 1 of 2





Unable to upload Original Video with file

CL# 1071116  
Attachment# 8  
Page 2 of 2

BUREAU OF INTERNAL AFFAIRS  
Investigations Division  
Confidential Investigations Section

11 September 2014

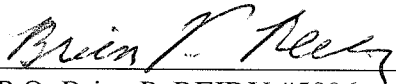
TO: Commanding Officer  
Confidential Investigations Section  
Bureau of Internal Affairs

FROM: Brian P. REIDY #5896  
Confidential Investigations Section  
Bureau of Internal Affairs

SUBJECT: Supplement Report and Inventory

REFERENCE: Alleged Misconduct.

R/Investigator obtained a printout of a computerized Detective Supplementary Report [REDACTED] Theft/Attempt Theft. R/Investigator learned from the Detective Supplementary Report that Detective Randall RYAN #21194 met with the complainant Officer Ned R. POLOVINA #17772 on 09 September 2014 @ 1155 hours at which time he reviewed and signed a victim's refusal to prosecute form. Detective RYAN #21194 inventoried the refusal to prosecute form under inventory number [REDACTED] and CD-R Video Under inventory number [REDACTED]

  
P.O. Brian P. REIDY #5896  
Confidential Investigations Section  
Bureau of Internal Affairs

CR #1071116  
Attachment # 9  
Page 1 of 11

CHICAGO POLICE DEPARTMENT  
CASE SUPPLEMENTARY REPORT

3510 S. Michigan Avenue, Chicago, Illinois 60653  
(For use by Chicago Police - Bureau of Investigative Services Personnel Only)

EXC. CLEARED CLOSED ( COMP. REFUSED TO PROS. ) DETECTIVE SUP. APPROVAL COMPLETE

Last Offense Classification/Re-Classification	IUCR Code	Original Offense Classification			IUCR Code
THEFT / Attempt Theft	0850	THEFT / Attempt Theft			0850
Address of Occurrence	Beat of Occur	No of Victims	No of Offenders	No of Arrested	SCR No
850 W ADDISON ST	1923	1	1	0	
Location Type	Location Code	Secondary Location			Hate Crime?
Police Facility/Veh Parking Lot	280				NO
Date of Occurrence	Unit Assigned	Date RO Arrived	Fire Related?	Gang Related?	Domestic Related?
21-AUG-2014 12:42	1925	21-AUG-2014 12:42	NO	NO	NO

Reporting Officer	Star No	Approving Supervisor	Star No	Primary Detective Assigned	Star No
RYAN, Randall	21194	BLASUCCI, Mark	1170	RYAN, Randall	21194
Date Submitted	Date Approved		Assignment Type		
10-SEP-2014 11:33	10-SEP-2014 11:34		FIELD		

THIS IS A FIELD INVESTIGATION EXC. CLEARED CLOSED ( COMP. REFUSED TO PROS. )  
REPORT

VICTIM(S) :

POLOVINA, Ned R

TYPE: Individual

Male / White / 48 Years

DOB: [REDACTED]

RES: 850 W Addison St  
Chicago IL 60613

BIRTH PL: Indiana

DESCRIPTION: 6'01,225,Brown Hair, Medium Hair Style, Brown Eyes,  
Medium Complexion

SOBRIETY: Sober

OTHER COMMUNICATIONS:

Business 312-744-8320  
Phone :

SUSPECT(S):

HERRERA, Kenneth

Male / White Hispanic Years

RES: 850 W Addison St  
Chicago IL 60613

DESCRIPTION: 5'11,230,Black Hair, Short Hair Style, Brown Eyes, Medium  
Complexion

RELATIONSHIP OF VICTIM TO OFFENDER:

POLOVINA, Ned Acquaintance

OTHER PROPERTY :

F400  
Cannondale  
PROPERTY TYPE: Bicycles

SERIAL #: [REDACTED]

CL# 1071116

Attachment# 9

Page 2 of 11

**OWNER:** Ned Polovina  
**POSSESSOR/USER:** Polovina, Ned R  
**VALUED AT:** \$500.00  
**QUANTITY:** 1

**LOCATION OF INCIDENT:** 850 W Addison St  
 Chicago IL 60613  
 280 - Police Facility/Veh Parking Lot

**DATE & TIME OF INCIDENT:** 21-AUG-2014 12:42

**METHOD CODE(S):** DNA

**CAU CODE(S):** DNA

**PERSONNEL ASSIGNED:** Detective/Investigator

RYAN, Randall M # 21194  
Reporting Officer

ROBERTS, Geoffrey S # 3422 BEAT: 1925

**CRIME CODE SUMMARY:** 0850 - Theft - Attempt Theft

**IUCR ASSOCIATIONS:** 0850 - Theft - Attempt Theft

HERRERA, Kenneth (Suspect)  
 POLOVINA, Ned, R (Victim)

**INCIDENT NOTIFICATIONS:** **NOTIFICATION DATE & TIME:** 08/21/2014:184100

**REQUEST TYPE:** Notification

**PERSON NAME:** Bruce, Dean

**STAR #:** 16

**EMP #:** [REDACTED]

**REPORT DISTRIBUTIONS:** No Distribution

**INVESTIGATION:**

EXC. CLEARED CLOSED (COMP. REFUSED TO PROS.) SUPPLEMENT CASE REPORT

**DATE ASSIGNED:**  
 23 AUG 14

**VICTIM:**  
 P.O. Ned Polovina #17772

**SUSPECT:**  
 P.O. Kenneth Herrera #13680

**LOCATION OF OCCURRENCE:**  
 850 W. Addison St.  
 019th District East

CL# 107 1116

Attachment# 9

Page 3 of 11



DATE, DAY & TIME OF OCCURRENCE:  
21 AUG 14, Thursday, 1242hrs

WITNESSES:  
Victim POLOVINA

VIDEO:  
Inventory [REDACTED]

LOSS:  
None

INVESTIGATION:

R/D was assigned this case through normal handout procedure on 23 AUG 14.

The original case report contains the following information.

EVENT [REDACTED] IN SUMMARY, CHICAGO POLICE OFFICER NED POLOVINA # 17772 (VICTIM AND COMPLAINANT) RELATED TO R/O THAT HE HAD PREVIOUSLY PARKED HIS BICYCLE UNDERNEATH THE STAIRS OF THE 019TH DISTRICT EAST POLICE STATION. ON TODAY'S DATE, WHILE WALKING INTO THE STATION THROUGH THE BUILDING'S EAST DOOR, HE OBSERVED CHICAGO POLICE OFFICER KENNETH HERRERA # 13680 (OFFENDER) EXITING THE BUILDING WITH THE VICTIM'S BIKE. OFFICER POLOVINA CONFRONTED OFFICER HERRERA BY ASKING "WHAT ARE YOU DOING WITH MY BIKE?" TO WHICH THE OFFENDER RESPONDED "WHAT?" OFFICER POLOVINA THEN REPEATED THE QUESTION, TO WHICH OFFICER HERRERA STATED "OH I THOUGHT IT WAS ONE OF THOSE SHIT BIKES." OFFICER POLOVINA DEMANDED THE OFFENDER RETURN HIS BICYCLE, AT WHICH TIME THE OFFENDER WALKED THE BIKE BACK TO THE SAME LOCATION WHERE THE VICTIM HAD LAST LEFT IT. THE OFFENDER THEN LEFT THROUGH THE EAST DOOR OF THE STATION. THE ABOVE LISTED INCIDENT WAS RECORDED BY CAMERA NUMBER 17 OF THE CHICAGO POLICE DEPARTMENT'S STATION SECURITY SYSTEM; HOWEVER, SAID VIDEO WAS UNAVAILABLE FOR INVENTORY AS OF THE TIME OF THIS REPORT. DUE TO THE OFFENDER BEING A CHICAGO POLICE OFFICER, SGT. HITIRIS # 1043 CONTACTED THE INDEPENDENT POLICE REVIEW AUTHORITY AND OBTAINED CL # 1071116.

SUPERVISOR ON SCENE - STAR#: 1043 NAME: EVANGELOS HITIRIS BEAT: 1980  
On 3 SEP 14 at 1415hrs R/D met with 019th District administrative personnel P.O. Joe BEASI #9809 in The 019th District East. R/D copied video from the above incident and inventoried it under # [REDACTED]

On 9 SEP 14 at 1155hrs R/D met with victim Ned Polovina in Area North at which time he reviewed and signed a victims refusal to prosecute form, inventory # [REDACTED]

THIS CASE IS EXC. CLEARED CLOSED (COMP. REFUSED TO PROS.)

CL# 1071116  
Attachment# 9  
Page 4 of 11

CL# 1071116  
Attachment# 9  
Page 5 of 11

CHICAGO POLICE DEPARTMENT  
CASE SUPPLEMENTARY REPORT

3510 S. Michigan Avenue, Chicago, Illinois 60653  
(For use by Chicago Police - Bureau of Investigative Services Personnel Only)

C  
S

METHOD/CAU CODE		DETECTIVE SUP. APPROVAL COMPLETE			
Last Offense Classification/Re-Classification	IUCR Code	Original Offense Classification			IUCR Code
<b>THEFT / Attempt Theft</b>	<b>0850</b>	<b>THEFT / Attempt Theft</b>			<b>0850</b>
Address of Occurrence	Beat of Occur	No of Victims	No of Offenders	No of Arrested	SCR No
<b>850 W ADDISON ST</b>	<b>1923</b>	<b>1</b>	<b>1</b>	<b>0</b>	
Location Type	Location Code	Secondary Location			Hate Crime?
<b>Police Facility/Veh Parking Lot</b>	<b>280</b>				<b>NO</b>
Date of Occurrence	Unit Assigned	Date RO Arrived	Fire Related?	Gang Related?	Domestic Related?
<b>21-AUG-2014 12:42</b>	<b>1925</b>	<b>21-AUG-2014 12:42</b>	<b>NO</b>	<b>NO</b>	<b>NO</b>
Reporting Officer	Star No	Approving Supervisor	Star No	Primary Detective Assigned	Star No
<b>GALL, Anna</b>	<b>20568</b>	<b>GALL, Anna</b>	<b>20568</b>	<b>RYAN, Randall</b>	<b>21194</b>
Date Submitted	Date Approved		Assignment Type		
<b>23-AUG-2014 12:58</b>	<b>23-AUG-2014 12:59</b>		<b>FIELD</b>		

THIS IS A FIELD INVESTIGATION METHOD/CAU CODE REPORT

VICTIM(S) :

**POLOVINA, Ned R**

TYPE: Individual

Male / White / 48 Years

DOB: [REDACTED]

RES: 850 W Addison St  
Chicago IL 60613

BIRTH PL: Indiana

DESCRIPTION: 6'01,225,Brown Hair, Medium Hair Style, Brown Eyes,  
Medium Complexion

SOBRIETY: Sober

OTHER COMMUNICATIONS:

Business 312-744-8320  
Phone :

SUSPECT(S):

**HERRERA, Kenneth**

Male / White Hispanic Years

RES: 850 W Addison St  
Chicago IL 60613

DESCRIPTION: 5'11,230,Black Hair, Short Hair Style, Brown Eyes, Medium  
Complexion

RELATIONSHIP OF VICTIM TO OFFENDER:

POLOVINA, Ned Acquaintance

OTHER PROPERTY :

F400  
Cannondale

PROPERTY TYPE: Bicycles

SERIAL #: [REDACTED]

OWNER: Ned Polovina

CL# 1071116

Attachment# 9

Page 6 of 11

**POSSESSOR/USER:** Polovina, Ned R  
**VALUED AT:** \$1,000.00  
**QUANTITY:** 1

**LOCATION OF INCIDENT:** 850 W Addison St  
 Chicago IL 60613  
 280 - Police Facility/Veh Parking Lot

**DATE & TIME OF INCIDENT:** 21-AUG-2014 12:42

**METHOD CODE(S):** DNA

**CAU CODE(S):** DNA

**PERSONNEL ASSIGNED:** Detective/Investigator  
 RYAN, Randall M # 21194  
Reporting Officer  
 ROBERTS, Geoffrey S # 3422 BEAT: 1925

**CRIME CODE SUMMARY:** 0850 - Theft - Attempt Theft

**IUCR ASSOCIATIONS:** 0850 - Theft - Attempt Theft  
 HERRERA, Kenneth ( Suspect )  
 POLOVINA, Ned, R ( Victim )

**INCIDENT NOTIFICATIONS:** **NOTIFICATION DATE & TIME:** 08/21/2014:184100  
**REQUEST TYPE:** Notification  
**PERSON NAME:** Bruce,Dean  
**STAR #:** 16  
**EMP #:** [REDACTED]

**REPORT DISTRIBUTIONS:** No Distribution

CL# 1071116  
 Attachment# 9  
 Page 7 of 11

09-SEP-2014

RE-INVENTORY OF:

ITEM ID	QUANTITY	DESCRIPTION OF PROPERTY									
	1	WORTHLESS DOCUMENT : REFUSAL TO PROSECUTE									
						MY SIGNATURE HEREON ACKNOWLEDGES RECEIVING ALL PROPERTY DESCRIBED IN THIS INVENTORY					
						RECIPIENTS SIGNATURE X					
						ADDRESS - STREET					
						CITY		STATE	ZIP		
COMMENTS:						\$ DEPOSITED AMT		\$ INVENTORY AMT			
Court Date Court Branch						EVIDENCE & RECOVERED PROPERTY SECTION USE ONLY				DATE RECEIVED	
										OFFICER'S SIGNATURE - STAR - UNIT X	
CURRENCY:						WATCH COMDR.'S APPROVAL SIGNATURE (EXEMPT RANK REQUIRED FOR FIREARMS) X					
						COURT ORDER - DISPOSAL INSTRUCTIONS					
IUCR: 0850 THEFT ATTEMPT THEFT						CHARGE TYPE: INCHOATE:					
STATE CHARGES:											
RECOVERED/SEIZED FROM - NAME POLOVINA, NED						AT 2452 W BELMONT AVE CHICAGO, IL 60618		BEAT OF RECOVERY 1921			
<input type="checkbox"/> DECEASED <input type="checkbox"/> ARRESTED											
OWNER'S NAME						ADDRESS		TELEPHONE NO.			
FOUND BY - NAME						ADDRESS		TELEPHONE NO.			
<input type="checkbox"/> CHECK IF C.P.D.											
<input checked="" type="checkbox"/> HOLD FOR INVESTIGATION AND/OR EVIDENCE (IF NOT NEEDED FOR INVESTGATION/EVIDENCE, LEAVE BLANK)						INVESTIGATING OFFICER - RYAN, RANDALL		STAR NO. 21194			
<input type="checkbox"/> PROPERTY AVAILABLE FOR RETURN TO OWNER						SIGNATURE Electronic Approval		UNIT 630			
<input type="checkbox"/> TO BE DISPOSED OF BY CUSTODIAN (NOT TO BE RETURNED) (THIS APPLIES IF PROPERTY IS NOT EVIDENCE, NOT RETURNABLE AND/OR OWNER IS UNKNOWN)						2nd OFFICER'S NAME		STAR NO.			
INITIAL DESTINATION OF PROPERTY: ERPS						SIGNATURE Electronic Approval		UNIT			
VIA <input checked="" type="checkbox"/> POLICE MAIL <input type="checkbox"/> RECOVERING UNIT PERSONNEL						APPROVING DESK SERGEANT FORRESTAL, NICHOLAS		STAR NO. 996			
<input type="checkbox"/> E & RPS PICKUP <input type="checkbox"/> EVID./LAB TECHNICIAN						DATE 09-SEP-2014		TIME 12:09			

Created by

**COPY 1 - KEEP WITH PROPERTY**

Printed by 10-SEP-2014 10:51

CPD 0323808



PROPERTY INVENTORY - NO.  
CHICAGO POLICE DEPARTMENT  
CPD-34.523 (REV. 10/09)

DATE RECOVERED

03-SEP-2014

RE-INVENTORY OF:

ITEM ID QUANTITY

DESCRIPTION OF PROPERTY

1

RECORDINGS - AUDIO : CD-R

COMMENTS:

Court Date

Court Branch

CURRENCY:

EVIDENCE & RECOVERED PROPERTY SECTION USE ONLY

IUCR: 0850 THEFT ATTEMPT THEFT

STATE CHARGES:

CHARGE TYPE:

INCHOATE:

RECOVERED/SEIZED FROM - NAME BEOSI, JOE

AT 850 W ADDISON ST  
CHICAGO, IL 60613

BEAT OF RECOVERY  
1923

OWNER'S NAME BEOSI, JOE Star: 9809

ADDRESS

TELEPHONE NO.

JUDGE

CT.BR.

FOUND BY - NAME

ADDRESS

TELEPHONE NO.

OFFICER'S SIGNATURE - STAR UNIT

☐ CHECK IF  
C.P.D.

☒ HOLD FOR INVESTIGATION  
AND/OR EVIDENCE  
(IF NOT NEEDED FOR INVESTIGATION/EVIDENCE, LEAVE BLANK)

INVESTIGATING OFFICER -  
RYAN, RANDALL

STAR NO.  
21194

UNIT  
630

1st OFFICER'S NAME  
RYAN, RANDALL

STAR NO.  
21194

☐ PROPERTY AVAILABLE FOR RETURN TO  
OWNER

SIGNATURE  
Electronic Approval

UNIT  
630

☐ TO BE DISPOSED OF BY CUSTODIAN (NOT TO BE RETURNED)  
(THIS APPLIES IF PROPERTY IS NOT EVIDENCE, NOT RETURNABLE AND/OR OWNER IS UNKNOWN)

2nd OFFICER'S NAME

STAR NO.

SIGNATURE  
Electronic Approval

UNIT

INITIAL DESTINATION OF PROPERTY:  
ERPS

VIA ☒ POLICE MAIL ☐ RECOVERING UNIT PERSONNEL  
☐ E & RPS PICKUP ☐ EVID./LAB TECHNICIAN

APPROVING DESK SERGEANT  
FORRESTAL, NICHOLAS

STAR NO.  
996

DATE  
09-SEP-2014

TIME  
12:10

MY SIGNATURE HEREON ACKNOWLEDGES  
RECEIVING ALL PROPERTY DESCRIBED  
IN THIS INVENTORY

RECIPIENTS SIGNATURE  
X

ADDRESS - STREET

CITY STATE ZIP

DATE RECEIVED

OFFICER'S SIGNATURE - STAR - UNIT  
X

WATCH COMDR.'S APPROVAL SIGNATURE  
(EXEMPT RANK REQUIRED FOR FIREARMS)  
X

COURT ORDER - DISPOSAL INSTRUCTIONS

OFFICER'S SIGNATURE - STAR UNIT  
X

E & R.P.S USE ONLY

1071116  
Attachment # 9  
Page 10 of 11

COPY 1 - KEEP WITH PROPERTY

Printed 09-SEP-2014 10:50

CPD 0323810

COPY

LINE	OWNER'S SIGNATURE	OWNER'S ADDRESS	DATE RECEIVED	OFFICER MAKING TURN-OVER SIGNATURE & STAR NO.	WATCH COMMANDER'S APPROVAL

COPY 1

INVENTORY

CL# 10711/G  
 Attachment# 9  
 Page 11 of 11

CL# 10711/G  
Attachment# 9  
page 11 of 11

EVIDENCE & RECOVERED PROPERTY SECTION USE ONLY									
DATE	E. & R.P.S. OFFICER'S SIGNATURE CONFIRMATION		OFFICER'S SIGNATURE ATTESTS RECEIVING OR RETURNING ALL LISTED PROPERTY		STAR NO.	UNIT	CONTINUANCE DATE & REMARKS		INDICTMENT OR DOCKET NO.
	OUT								
	IN								
	OUT								
	IN								
IDENTIFICATION VERIFICATION	VALID DRIVERS LICENSE NO.			STATE	CITY FIREARMS REGISTRATION NO.		ILLINOIS FIREARM OWNERS I.D. NO.		
	OTHER IDENTIFICATION (SPECIFY)			CLAIMANT'S SIGNATURE					
				E. & R.P.S. OFFICER'S SIGNATURE - STAR NO.					



<<<< CHICAGO POLICE DEPARTMENT >>>>  
DETECTIVE DIVISION

DATE: 9 SEP 14

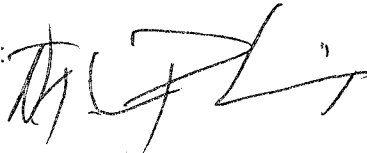
VICTIM'S REFUSAL TO PROSECUTE

RD Number [REDACTED]

I, Ned Polovina being the complaining witness and victim in this case now state that I do not wish to prosecute Kenneth Herrera for the charge of Attempt Theft and will not sign a complaint and further request that no complaint be issued. I further understand that the Cook County State's Attorney's Office is willing to prosecute but I do not wish to do so.

This action is free and voluntary on my part and I have not been coerced or intimidated in any way in deciding on this course of action.

Signature:



Witnessed By: R. Ryan 21194

Witnessed By:

SG [Signature] #996 09 SEP 2014 / 1155 HRS

CL 107 1116  
10  
1 1

**BUREAU OF INTERNAL AFFAIRS**  
**Confidential Investigations Section**  
**Page 1 of 4**

---

**30 September 2014**  
**CR #1071116**

Statement of the Complainant Police Officer Ned R. POLOVINA #17772, relative to the following allegations:

It is alleged by the complainant Officer Ned R. POLOVINA #17772 that on 21 August 2014 @ 1242 hours at 850 W. Addison Street, Chicago Illinois, in the 019<sup>th</sup> District Police facility, that Officer Kenneth HERRERA #13680 took Officer POLOVINA's bicycle without permission.

Statement taken at the Internal Affairs Division 3510 South Michigan Avenue, 5<sup>th</sup> Floor, Room 5044SE at **1200** hours.

Questioned by: Police Officer Brian REIDY #5896  
Confidential Investigations Section  
Internal Affairs Division

Typed By: Sergeant Robert MUSCOLINO #937  
Confidential Investigations Section  
Internal Affairs Division

Attorney for the Witness:

---

REIDY: What is your full name?  
POLOVINA: Ned POLOVINA.

REIDY: What is your Rank/Title within the Chicago Police Department?  
POLOVINA: Police Officer.

REIDY: What is your Star number?  
POLOVINA: 17772.

REIDY: What is your Employee number?  
POLOVINA: [REDACTED]

REIDY: What is your Date of Birth?  
POLOVINA: [REDACTED]

REIDY: What is your Date of Appointment to the Chicago Police Department?  
POLOVINA: 22 October 2003.

*ND*

CL# 1071116  
Attachment# 12  
Page 1 of 7

REIDY: What is your current Unit of assignment/detail?

POLOVINA: 019<sup>th</sup> District.

REIDY: Please identify your legal counsel for the record?

POLOVINA: No

At this time P.O. REIDY stated the following to Officer POLOVINA "Rule 14 of the Chicago Police Department's Rules and Regulations prohibits making a false report, written or oral. You may be separated from the Chicago Police Department if you make a false report."

REIDY: Do you understand that this is an official Chicago Police Department report and that any deviation from the truth could result in charges/allegations being placed against you, which could lead to your dismissal from employment in the Chicago Police Department.

POLOVINA: Yes.

REIDY: Are you ready to give your statement at this time?

POLOVINA: Yes. However I wish to preface this statement by stating that this statement is not being given voluntarily, but under duress. I am only giving this statement at this time because I know I could lose my job if I refuse.

REIDY: Officer POLOVINA what was your duty status on 21 August 2014 @1242 Hours?

POLOVINA: Before tour of duty.

REIDY: Officer POLOVINA do you own a bicycle?

POLOVINA: Yes

REIDY: Officer POLOVINA what kind of bike do you own?

POLOVINA: Cannondale mountain bike

REIDY: Officer POLOVINA what model is your bike?

POLOVINA: F 400

REIDY: Officer POLOVINA how much did the bike cost?

POLOVINA: approximately 600 and 700 dollars

REIDY: Officer POLOVINA when did you buy your bike?

POLOVINA: In 2000

REIDY: Officer POLOVINA do you have a picture of your bike?

CL# 1071116

Attachment# 12

Page 2 of 7

DR

POLOVINA: yes

REIDY: Officer POLOVINA on 21 August 2014 where was your bike located?

POLOVINA: In the stairwell in the east side of the 019<sup>th</sup> district.

REIDY: Officer POLOVINA on 21 August 2014 did you lock up your bike?

POLOVINA: it was not locked

REIDY: Officer POLOVINA on 21 August 2014 did you see anyone take your bicycle without your permission?

POLOVINA: yes Officer Kenny HERRERA

REIDY: Officer POLOVINA on 21 August 2014 did Officer HERRERA ask if he could use your bike?

POLOVINA: No

REIDY: Officer POLOVINA did you give Officer HERRERA permission to take your bike?

POLOVINA: No

REIDY: Officer POLOVINA what did you say to Officer HERRERA when he had your bike?

POLOVINA: I was walking in the building and saw him with my bike and said put my bike Back.

REIDY: Officer POLOVINA what did Officer HERRERA do with your bike?

POLOVINA: He put it back.

REIDY: Officer POLOVINA what did Officer HERRERA say to you?

POLOVINA: He hesitated and He said "what, I thought it was a shit bike."

REIDY: Officer POLOVINA what is a "shit bike"?

POLOVINA: A bike that is nearly worthless in disrepair.

REIDY: Officer POLOVINA is there anything you wish to add to this statement at this time?

POLOVINA: No.

REIDY: Is this statement consisting of 4 pages true and correct containing the answers that you have given to the questions asked of you and after conducting a review of this statement are you willing to sign

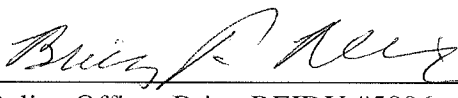
ERP

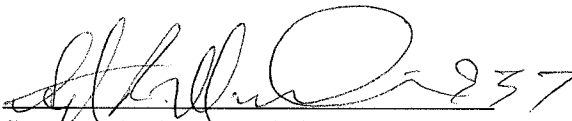
1071116  
Attachment# 12  
Page 3 of 7

it?  
POLOVINA: Yes.

Statement concluded at 1215 hours, on 30 September 2014.

  
\_\_\_\_\_  
Officer Ned R. POLOVINA #17772

  
\_\_\_\_\_  
Police Officer Brian REIDY #5896  
Confidential Investigations Section  
Bureau of Internal Affairs

  
\_\_\_\_\_  
Sergeant Robert MUSCOLINO #937  
Confidential Investigations Section  
Bureau of Internal Affairs

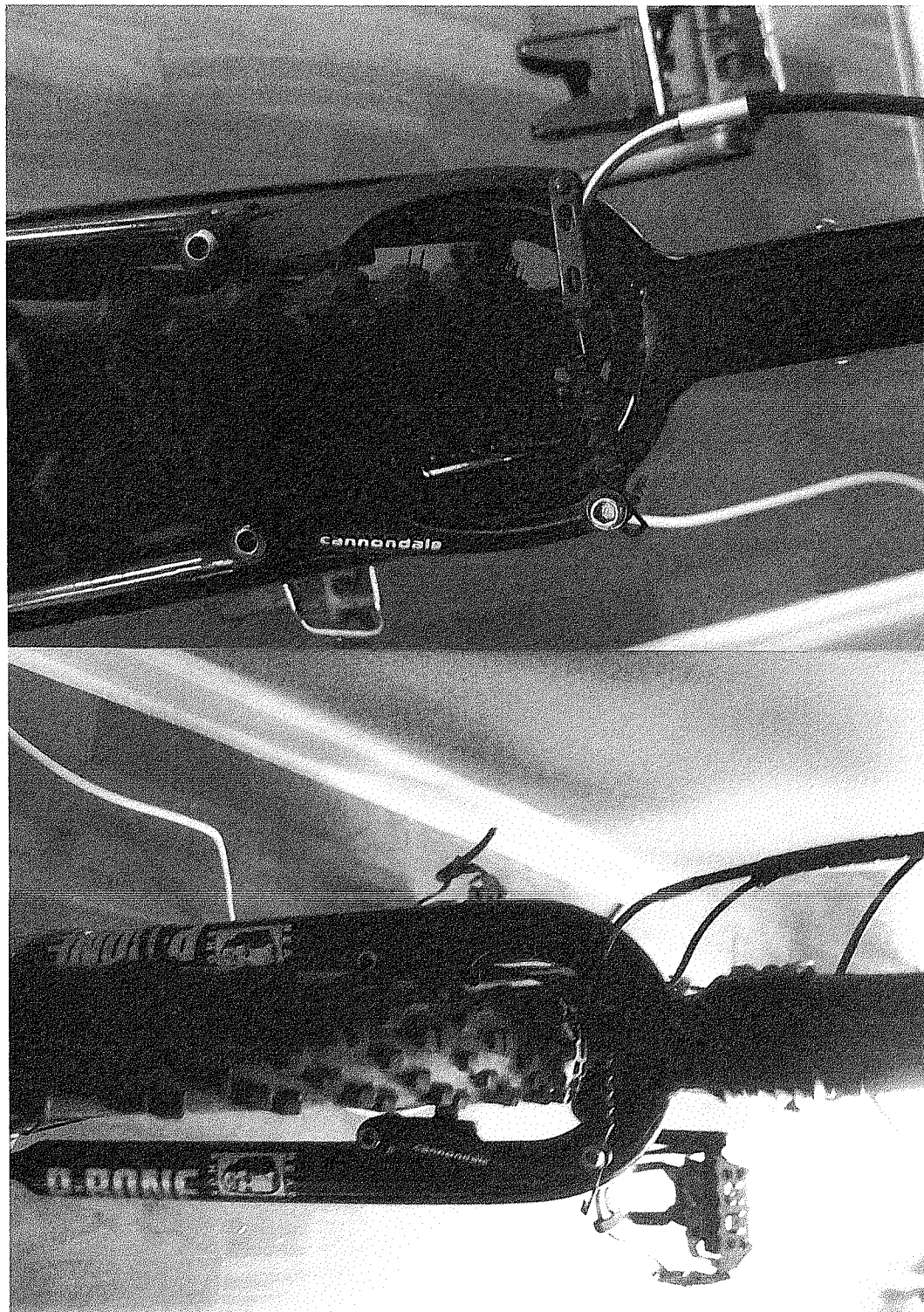
CL# 1071116  
Attachment# 12  
Page 4 of 7



CL# 1071116

Attachment# 12

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CL# 1071116

Attachment# 12

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CL# 1071116  
Attachment# 12  
Page 7 of 7



**BUREAU OF INTERNAL AFFAIRS**  
**Confidential Investigations Section**  
**Page 1 of 4**

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**14 January 2015**  
**CR #1071116**

Statement of the accused Police Officer Kenneth HERRERA #13680, relative to the following allegations:

It is alleged by the complainant Officer Ned R. POLOVINA #17772 that on 21 August 2014 @ 1242 hours at 850 W. Addison Street, Chicago Illinois, in the 019<sup>th</sup> District Police facility, that Officer Kenneth HERRERA #13680 took Officer POLOVINA's bicycle without permission.

Statement taken at the Bureau of Internal Affairs 3510 South Michigan Avenue, 5<sup>th</sup> Floor, Room 5044SE at **0610** hours.

Questioned by: Police Officer Brian REIDY #5896  
Confidential Investigations Section  
Bureau of Internal Affairs

Typed By: Sergeant Robert MUSCOLINO #937  
Confidential Investigations Section  
Bureau of Internal Affairs

Attorney for the Accused: Daniel HERBERT

---

REIDY: What is your full name?

HERRERA: Kenneth HERRERA.

REIDY: What is your Rank/Title within the Chicago Police Department?

HERRERA: Police Officer.

REIDY: What is your Star number?

HERRERA: 13680.

REIDY: What is your Employee number?

HERRERA: [REDACTED]

REIDY: What is your Date of Birth?

HERRERA: [REDACTED]

REIDY: What is your Date of Appointment to the Chicago Police Department?

HERRERA: 15 November 1999.

CL# 1071116  
Attachment# 14  
Page 1 of 4

KH

REIDY: What is your current Unit of assignment/detail?  
HERRERA: 019<sup>th</sup> District.

REIDY: Please identify your legal counsel for the record?  
HERRERA: Daniel HERBERT

REIDY: Have you been informed in writing of the allegations made against you, name of the complainant, and your administrative rights?  
HERRERA: Yes.

REIDY: Did you read and understand that allegations made against you, and your administrative rights?  
HERRERA: Yes.

At this time P.O. REIDY stated the following to Officer HERRERA "Rule 14 of the Chicago Police Department's Rules and Regulations prohibits making a false report, written or oral. You may be separated from the Chicago Police Department if you make a false report."

REIDY: Do you understand that this is an official Chicago Police Department report and that any deviation from the truth could result in charges/allegations being placed against you, which could lead to your dismissal from employment in the Chicago Police Department.  
HERRERA: Yes.

REIDY: Are you ready to give your statement at this time?  
HERRERA: Yes. However I wish to preface this statement by stating that this statement is not being given voluntarily, but under duress. I am only giving this statement at this time because I know I could lose my job if I refuse. At this point I request to view the video.

REIDY: Officer HERRERA what was your duty status on 21 August 2014.  
HERRERA: RDO.

REIDY: Officer HERRERA why were you in the 019<sup>th</sup> District on the 21 August 2014 on your day off?  
HERREAR: I was picking up my clothes from my locker.

REIDY: Officer HERRERA do you own a bike?  
HERRERA: No.

CL# 1071116  
Attachment# 14  
Page 2 of 4

KH

REIDY: Officer HERRERA on 21 August 2014 did you take a bike from the 019<sup>th</sup> District stairwell?

HERRERA: I thought the bike was abandoned, so I took it with the intention of fixing it and using it. It was amongst other junk abandon, rusted abandoned bikes.

REIDY: Officer HERRERA on 21 August 2014 why did you take a bike from the 019<sup>th</sup> District stairwell?

HERRERA: I took it with the intention of fixing it and using it.

REIDY: Officer HERRERA on 21 August 2014 the bike you took from the 019<sup>th</sup> District stairwell was that bike yours?

HERRERA: No.

REIDY: Officer HERRERA on 21 August 2014 whose bike did you take from the 019<sup>th</sup> District stairwell?

HERRERA: I found out later it was polovina's bike.

REIDY: Officer HERRERA did you have permission to take a bike on 21 August 2014 from the 019<sup>th</sup> District stairwell?

HERRERA: No, I believed it was abandoned.

REIDY: Officer HERRERA where were you taking the bike to?

HERRERA: The vestibule at the side entrance of the building.

REIDY: Officer HERRERA were you approached by anyone as you were walking out with the bike?

HERRERA: Yes

REIDY: Who was that?

HERRERA: Ned Polovina

REIDY: What did he say to you?

HERRERA: He informed me that that was his bike.

REIDY: What did you do after you were confronted by the Officer?

HERRERA: Him and I put the bike back, I apologized, I told him I thought it was abandoned.

REIDY: What did you do after you put the bike back?

HERRERA: I went home.

CL# 1071116  
Attachment# 14  
Page 3 of 4

KH

REIDY: Officer HERRERA have you ever taken a bike from there before?

HERRERA: No.

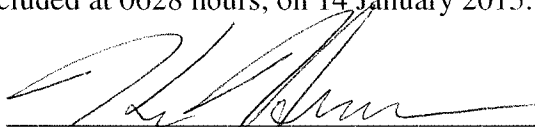
REIDY: Officer HERRERA is there anything you wish to add to this statement at this time?


HERRERA: I regret that I made this mistake. I have never stolen anything, and I certainly wouldn't steal anything from a police officer or a police station. I thought the bike was abandoned and junk.

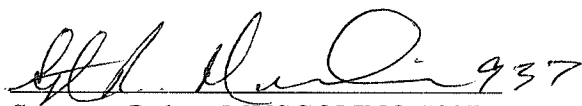
REIDY: Is this statement consisting of 4 pages true and correct containing the answers that you have given to the questions asked of you and after conducting a review of this statement are you willing to sign it?

HERRERA: Yes.

Statement concluded at 0628 hours, on 14 January 2015.

  
\_\_\_\_\_  
Officer Kenneth HERRERA #13680

  
\_\_\_\_\_  
Police Officer Brian REIDY #5896  
Confidential Investigations Section  
Bureau of Internal Affairs

  
\_\_\_\_\_  
Sergeant Robert MUSCOLINO #937  
Confidential Investigations Section  
Bureau of Internal Affairs

CL# 1071116  
Attachment# 14  
Page 4 of 4

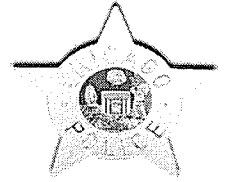
KH.

Report Date: 09 Dec 2014

Report Time: 1121 Hrs

# Chicago Police Department

## Personnel Division



Information Services Division

Data Warehouse

Produced

### Complimentary History

Name	Title	Star	Unit	Detail Unit	Emp Number
HERRERA, KENNETH	9161	13680	019		

### Achievements

### Total No.

HONORABLE MENTION	74
2004 CRIME REDUCTION RIBBON	1
DEPARTMENT COMMENDATION	5
2009 CRIME REDUCTION AWARD	1
OTHER AWARDS	1
ATTENDANCE RECOGNITION AWARD	3
COMPLIMENTARY LETTER	14
NATO SUMMIT SERVICE AWARD	1
PRESIDENTIAL ELECTION DEPLOYMENT AWARD 2008	1
EMBLEM OF RECOGNITION - PHYSICAL FITNESS	2
HONORABLE MENTION RIBBON AWARD	1
<b>TOTAL AWARDS</b>	<b>104</b>

CR# 1071116

CL# 1071116  
Attachment# 15  
Page 1 of 1

NOTE: THIS REPORT IS FOR OFFICIAL LAW  
ENFORCEMENT / AUTHORIZED USE ONLY.  
THE INFORMATION IS CURRENT AS OF THE  
DATE AND TIME OF THE REPORT. THIS



CPD 0323824

BUREAU OF INTERNAL AFFAIRS  
RECORDS SECTION

MONDAY 22 SEPTEMBER 2014

TO: COMMANDING OFFICER OF UNIT 121

FROM: RECORDS SECTION  
BUREAU OF INTERNAL AFFAIRS

SUBJECT: PREVIOUS DISCIPLINARY RECORD OF:

HERRERA KENNETH 13680 019  
NAME (LAST, FIRST, M.I.) STAR UNIT

M HIS [REDACTED]  
SEX RACE EMP#

REFERENCE: COMPLAINT REGISTER NUMBER (S) 1071 116

THE PREVIOUS DISCIPLINARY RECORD OF THE SUBJECT ACCUSED HAS BEEN REQUESTED IN  
YOUR NAME BY:

P.O BRIAN REIDY 5896 [REDACTED] 121  
RANK NAME STAR EMP# UNIT

RELATIVE TO A SUSTAINED FINDING IN THE INVESTIGATION OF THE ABOVE REFERENCE  
COMPLAINT REGISTER NUMBER.

THE RECORD SECTION, BUREAU OF INTERNAL AFFAIRS, DISCLOSES THE FOLLOWING  
DISCIPLINARY ACTION (S) ADMINISTERED TO THE SUBJECT ACCUSED, FOR THE PAST FIVE (5)  
YEARS.

VERIFIED/PREPARED BY:

FOR: S.D.E.O Patricia JOHNSON/WALKER  
COMMANDING OFFICER  
RECORDS SECTION  
BUREAU OF INTERNAL AFFAIRS

No CR History  
See Att'd ``SPAR History

CL# 1071116  
Attachment# 16  
Page 1 of 2

History : Total No. SPAR's: 2

Log #	Incident Date	Completed Date	Disciplinary Action	Transgression Type	Suspension Dates
	18-JUN-2014	29-JUL-2014	NO DISCIPLINARY ACTION	005 - COURT APPEARANCE VIOLATION	
	23-NOV-2012	05-DEC-2012	REPRIMAND	025 - PREVENTABLE ACCIDENT	

CL# 107116  
Attachment# 16  
Page 2 of 2

**For Official Police Purposes Only! This information is confidential and should not be disseminated for reasons other than its intended purpose.**

CLEAR, Personnel Suite: Automated SPAR Application Print Date and Time: 22-SEP-2014 09:34:50 Printed By :

1 of 1

Bureau of Internal Affairs  
Investigations Division  
Confidential Investigations Section

26 January 2015

**TO:** Commanding Officer  
Confidential Investigations Section  
Internal Affairs Division

**FROM:** Sergeant Robert MUSCOLINO #937  
Confidential Investigations Section  
Bureau of Internal Affairs


**SUBJECT:** Required Recommendation Report re: CR #1071116

After reviewing the investigation in its entirety, the undersigned is making the following recommendation. This recommendation has been made after considering the disciplinary and complementary histories of the accused members as attached to the investigative file.

**RECOMMENDATION:**

Accused: Officer Kenneth HERRERA Star No. 13680  
Employee No. [REDACTED] Unit 019

R/Sergeant recommended that the accused be **suspended for ten (10) days** from the Chicago Police Department.

  
Sergeant Robert MUSCOLINO #937  
Confidential Investigations Section  
Bureau of Internal Affairs

CR #1071116  
Attachment # 17  
Page 1 of 1



BUREAU OF INTERNAL AFFAIRS  
Investigations Division  
Confidential Investigations Section

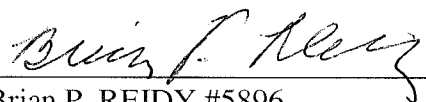
03 February 2015

TO: Commanding Officer  
Confidential Investigation Section  
Bureau of Internal Affairs


FROM: Police Officer Brian P. REIDY #5896  
Confidential Investigations Section  
Bureau of Internal Affairs

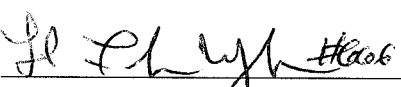
SUBJECT: Approval of Log Number 1071116

The attached Log investigation is completed and submitted for your approval.

  
\_\_\_\_\_  
Brian P. REIDY #5896  
Confidential Investigations Section  
Bureau of Internal Affairs

Approved:

  
\_\_\_\_\_  
Supervising Sergeant  
Confidential Investigations Section  
Bureau of Internal Affairs

  
\_\_\_\_\_  
Commanding Officer  
Confidential Investigations Section  
Bureau of Internal Affairs

\_\_\_\_\_  
Commander Robert J. KLIMAS  
Director of Investigations  
Bureau of Internal Affairs

**SUMMARY REPORT**  
**CHICAGO POLICE DEPARTMENT**COMPLAINT LOG NO.  
1071116TYPE  
CRDATE OF REPORT (Day-Mo.-Yr.)  
03 February 2015INSTRUCTIONS: SUBMIT ORIGINAL AND 3 COPIES IF ASSIGNED TO SAME UNIT AS ACCUSED.  
SUBMIT ORIGINAL AND 4 COPIES IF NOT ASSIGNED TO SAME UNIT AS ACCUSED.TO: ☐ CHIEF ADMINISTRATOR,  
INDEPENDENT POLICE REVIEW AUTHORITY ☒ CHIEF,  
BUREAU OF INTERNAL AFFAIRSFROM - INVESTIGATOR'S NAME  
Brian P. REIDY RANK  
P.O. STAR NO.  
5896 EMPLOYEE NO.  
[REDACTED] UNIT ASSIGN.  
121-C UNIT DETAILED  
DNA

REFERENCE NOS. (LIST ALL RELATED C.L., C. B., I.R., INVENTORY NOS., ETC., PERTINENT TO THIS INVESTIGATION)

None

ADDRESS OF INCIDENT  
850 W. Addison Street, Chicago Illinois DATE OF INCIDENT - TIME  
21 August 2014 1242 BEAT OF INCIDENT  
1923

ACCUSED	NAME		RANK	STAR NO.	EMPLOYEE NO.	UNIT ASSIGN.	UNIT DETAILED
	1. Kenneth HERRERA		P.O.	13680	[REDACTED]	019	D-N-A
	2.						
	3.						
ACCUSED	SEX/RACE	D.O.B.	DATE OF APPOINTMENT		DUTY STATUS (TIME OF INCIDENT)		
	1. M/4	[REDACTED]	15 November 1999		<input type="checkbox"/> ON DUTY <input checked="" type="checkbox"/> OFF DUTY		<input checked="" type="checkbox"/> SWORN <input type="checkbox"/> CIVILIAN
	2.				<input type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY		<input type="checkbox"/> SWORN <input type="checkbox"/> CIVILIAN
	3.				<input type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY		<input type="checkbox"/> SWORN <input type="checkbox"/> CIVILIAN
ACCUSED	IF APPLIES, DATE ARRESTED/INDICTED		CHARGES			COURT BRANCH	DISPOSITION & DATE
	1.						
	2.						
	3.						
COMPLAINANT	NAME	ADDRESS**	CITY	STATE	TELEPHONE	SEX/RACE	D.O.B./AGE
	Ned R. POLOVINA #17772	850 W. Addison Street	Chicago	IL	312-744-8320	M/2	[REDACTED] 48
VICTIMS	NAME	ADDRESS**	CITY	STATE	TELEPHONE	SEX/RACE	D.O.B./AGE
	D-N-A	D-N-A			D-N-A	D-N-A	D-N-A
WITNESSES	NAME	ADDRESS**	CITY	STATE	TELEPHONE	SEX/RACE	D.O.B./AGE
	Unknown	Unknown			Unknown	Unknown	Unknown

☐ SEE ATTACHED SHEET FOR ADDITIONAL ACCUSED, COMPLAINANTS, VICTIMS, WITNESSES.

\* SEE REVERSE SIDE FOR INSTRUCTIONS FOR STATING ALLEGATIONS, AND COMPLETING THE REMAINDER OF THE SUMMARY REPORT.

\*\*IF CPD MEMBER, LIST RANK, STAR, EMPLOYEE NOS. IN ADDRESS, PAX/BELL IN TELEPHONE BOX.

Log Type is classified CR – Sworn Affidavit not required

ALLEGATIONS  
ALLEGATION No 1: It is alleged by the complainant Officer Ned R. POLOVINA #17772 that on 21 August 2014 @ 1242 hours at 850 W. Addison Street, Chicago Illinois, in the 019th District Police facility, that Officer Kenneth HERRERA #13680 took Officer POLOVINA's bicycle without permission.

**SUMMARY REPORT  
INVESTIGATION SUMMARY:**

**CR #1071116**

**ALLEGATIONS:**

NOTE: Log Type is classified CR – Sworn Affidavit not required

**Accused Police Officer Kenneth HERRERA #13680, Employee [REDACTED] Unit 019**

ALLEGATION No 1: It is alleged by the complainant Officer Ned R. POLOVINA #17772 that on 21 August 2014 @ 1242 hours at 850 W. Addison Street, Chicago Illinois, in the 019<sup>th</sup> District Police facility, that Officer Kenneth HERRERA #13680 took Officer POLOVINA's bicycle without permission.

**EVIDENCE:**

**ATTACHMENTS**

1. Complaint against Department Member/Face Sheet
2. Complainant Register Investigation Conflict Certification.
3. Sworn Affidavit- Not Required
4. Initiation Report
5. CLEAR System Personnel Suite/Office Automation for Kenneth HERRERA #13680
6. CLEAR System Personnel Suite/Office Automation for Ned R. POLOVINA #17772
7. Interview of Witness Officer Joe BEOSI #9809
8. Security Video from 019<sup>th</sup> District
9. Supplement Report and Inventory
10. Victim's Refusal to Prosecute
11. Witness Notification for Officer Ned POLOVINA #17772
12. Witness Statement from Officer Ned POLOVINA #17772
13. Notification of Allegations/Administrative Proceedings Rights/Waiver of Counsel
14. Statement from Kenneth HERRERA #13680
15. Complimentary History for Kenneth HERRERA #13680
16. Disciplinary History for Kenneth HERRERA #13680
17. Sergeant Robert MUSCOLINO #937 Recommendations

**INVESTIGATION:**

Reporting Investigator (R/Investigator) was assigned this investigation and as a result received the investigative packet from the Case Management Supervisor containing CR #1071116

R/Investigator learned from the initiation report that Officer Ned R. POLOVINA #17772 alleges that on 21 August 2014 @ 1242 hours at 850 W. Addison Street, Chicago Illinois, in the 019<sup>th</sup> District Police facility, that Officer Kenneth HERRERA #13680 took Officer POLOVINA's bicycle without permission (attachment #4).

R/Investigator obtained and accessed copies of CLEAR System Personnel Suite/Office Automation Watch Screen for Kenneth HERRERA #13680. R/Investigator

**SUMMARY REPORT**  
**INVESTIGATION SUMMARY:**

**CR #1071116**

found that Officer HERRERA is assigned to 019<sup>th</sup> District, 1<sup>st</sup> watch working beat 1942 Rapid Response Officer (attachment #5).

R/Investigator obtained and accessed copies of CLEAR System Personnel Suite/Office Automation Watch Screen for Ned R. POLOVINA #17772. R/Investigator found that Officer POLOVINA is assigned to 019<sup>th</sup> District, 3<sup>rd</sup> watch working beat 1949 Beat Officer (attachment #6).

R/Investigator on 03 September 2014 spoke with Officer Joe BEOSI #9809, who is the 019<sup>th</sup> District unit secretary. BEOSI related that officers of the 019<sup>th</sup> District park, police department bicycles and personal bicycles in the area of east side stairwell (attachment #7).

R/Investigator reviewed security video from the 019<sup>th</sup> District, the video covers the hallway and door inside the facility for 21 August 2014 @ 1242. Video shows that Officer HERRERA enters the 019<sup>th</sup> District facility and proceeds to the stairway area, and then exits the stairway area pushing a bicycle. The video then shows that Officer POLOVINA enters the doorway area near the stairway and that Officer HERRERA turns the bicycle around to follow POLOVINA and returns the bicycle to the stairway area. The video then shows that Officer HERRERA exits the 019<sup>th</sup> District facility with zero items in his possession (attachment #8).

R/Investigator obtained a printout of a computerized Detective Supplementary Report [REDACTED] Theft/Attempted Theft. R/Investigator learned from the Detective Supplementary Report that Detective Randall RYAN #21194 met with the complainant Officer Ned R. POLOVINA #17772 on 09 September 2014 @ 1155 hours at which time he reviewed and signed a victim's refusal to prosecute form. Detective RYAN #21194 inventoried the refusal to prosecute form under inventory number [REDACTED] and CD-R Video Under inventory number [REDACTED] (attachment #9).

The complainant Officer Ned R. POLOVINA #17772 on 09 September 2014 @ 1155 Hours signed a refusal to prosecute (attachment #10).

R/Investigator interviewed the witness Police Officer Ned POLOVINA #17772, and related the following during his statement taken on 30 September 2014: that he did not give Officer HERRERA permission to take his bike; his bike was not locked up; Officer HERRERA put Officer POLOVINA's bike back (attachment #12).

R/Investigator interviewed the accused Police Officer Kenneth HERRERA #13680, and related the following during his statement taken on 14 January 2015: Officer HERRERA related that he believed the bike to be abandoned; he believed it was a junk bike amongst a group of bikes that appeared to be abandoned and in disrepair. Officer HERRERA apologized to the complainant Officer Ned R. POLOVINA #17772 and put the bike back. Officer HERRERA concluded that this incident was an oversight on his part and not an attempt to take POLOVINA's bicycle without permission (attachment #14).

**SUMMARY REPORT**  
**INVESTIGATION SUMMARY:**

**CR #1071116**

Based on all the evidence that was compiled during the course of this investigation, R/Investigator has concluded that there is credible evidence to **SUSTAIN** the finding that Officer Kenneth HERRERA #13680, Employee [REDACTED] assigned to Unit 019, has brought discredit upon the department in that on 21 August 2014 @ 1242 hours at the location of 850 W. Addison Street, Chicago Illinois, in the 019<sup>th</sup> District Police facility, that Officer Kenneth HERRERA #13680 took Officer POLOVINA's bicycle without permission.

**FINDINGS:**

**Accused:**       **Police Officer Kenneth HERRERA #13680,**  
                          **Employee #17071, Unit 019**

**Allegation 1: SUSTAINED -Violation of Rule #2:**

Any action or conduct which impedes the Department's efforts to achieve its policy and goals or brings discredit upon the Department, In that on 21 August 2014 @ 1242 hours at the location of 850 W. Addison Street, Chicago Illinois, in the 019<sup>th</sup> District Police facility, that Officer Kenneth HERRERA #13680 took Officer POLOVINA's bicycle without permission.

**RECOMMENDATIONS FOR DISCIPLINARY ACTION:**

After Sergeant Robert MUSCOLINO #937 reviewed the Accused complimentary History, Disciplinary History and evidence gathered in this investigation and taking all said information into consideration, Sergeant MUSCOLINO #937 recommends that the accused be suspended for ten (10) days from the Chicago Police Department (attachment #15, 16 and 17).

**DATE INITATED:**           29 August 2014

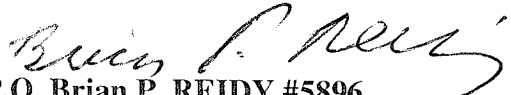
**DATE COMPLETED:**    03 February 2015

**ELASPED TIME:**           158

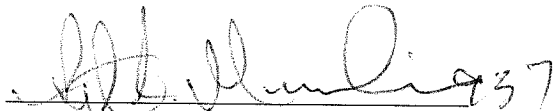
**SUMMARY REPORT  
INVESTIGATION SUMMARY:**

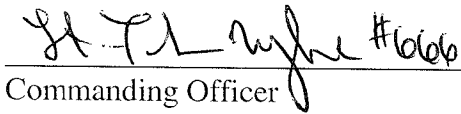
**CR #1071116**

**APPROVALS:**

  
**P.O. Brian P. REIDY #5896**  
**Confidential Investigation Section**  
**Bureau of Internal Affairs**

**APPROVALS:**

  
Supervising Sergeant  
Confidential Investigations Section  
Bureau of Internal Affairs

  
Commanding Officer  
Confidential Investigations Section  
Bureau of Internal Affairs

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Commander Robert J. KLIMAS  
Director of Investigations  
Bureau of Internal Affairs

REQUEST FOR REVIEW OF DISCIPLINE  
(REPRIMANDS AND SUSPENSIONS FROM ONE (1) TO TEN  
(10) DAYS)

BUREAU OF INTERNAL AFFAIRS/  
INDEPENDENT POLICE REVIEW AUTHORITY  
CHICAGO POLICE DEPARTMENT

NAME	STAR NO.	COMPLAINT REGISTER NO.
Police Officer Kenneth Herrera	13680	107116
VIOLATION OF RULE NO(S).		PENALTY
2		10 Day Suspension

NOTE: AN ACCUSED MEMBER HAS TEN (10) WORKING DAYS TO CHOOSE ONE OF THE FOLLOWING OPTIONS.  
IN THE EVENT THE ACCUSED DOES NOT MAKE AN ELECTION WITHIN TEN (10) WORKING DAYS THE PENALTY WILL BE  
DEEMED ACCEPTED.

☐ ACCEPTANCE OF PENALTY  
I accept the above penalty and waive my right to a review of the penalty.

☐ ELECT TO FILE A GRIEVANCE SEEKING BINDING SUMMARY OPINION. I WILL SUBMIT THE APPROPRIATE GRIEVANCE  
REPORT WITHIN THE TIME PARAMETERS DELINEATED IN MY COLLECTIVE BARGAINING AGREEMENT.  
Sworn represented members **SHALL NOT** be required to serve the suspension until such time as the arbitrator's award  
is received.

SIGNATURE [Signature] (ACCUSED MEMBER) DATE & TIME 24 JUL 15 / 2140

THE SUPERVISOR PRESENTING THIS FORM WILL NOTE THE DATE AND TIME OF PRESENTATION TO THE ACCUSED IN THE UPPER RIGHT HAND  
CORNER. THE SUPERVISOR WILL SIGN (AND DATE/TIME) THE FORM AND IMMEDIATELY FORWARD THE ORIGINAL TO THE BUREAU OF  
INTERNAL AFFAIRS / INDEPENDENT POLICE REVIEW AUTHORITY AND GIVE THE COPY TO THE ACCUSED.

THE ACCUSED WILL MAKE AN ELECTION AND SIGN (AND DATE/TIME) THE FORM. IF THE ACCUSED REFUSES TO SIGN THE FORM, THE  
PRESENTING SUPERVISOR WILL MARK THE FORM "REFUSED", SIGN, AND FORWARD IT TO THE BUREAU OF INTERNAL AFFAIRS/INDEPENDENT  
POLICE REVIEW AUTHORITY. A REFUSAL TO SIGN WILL BE DEEMED AN ACCEPTANCE OF THE PENALTY IF THE ACCUSED FAILS TO MAKE AN  
ELECTION WITHIN TEN (10) WORKING DAYS.

SIGNATURE LT Joe Skala 297 (SUPERVISOR/WITNESS) DATE & TIME 24 JUL 15 2135

Accused member to make election within the ten day period  
and will forward election to BIA / IPRA.

NOTE: AN ACCUSED MEMBER HAS TEN (10) WORKING DAYS IN WHICH TO MAKE AN ELECTION FROM THE OPTIONS ABOVE  
AND RETURN FORM TO THE BUREAU OF INTERNAL AFFAIRS OR THE INDEPENDENT POLICE REVIEW AUTHORITY.

Return to: P.O. J. Jones  
Advocate Section  
Bureau of Internal Affairs  
Unit 121 – Pax 0604 RA

SPECIFICATIONS

Accused: Police Officer Kenneth Herrera Star: 13680 Unit: 019

Rule 2: Any action or conduct which impedes the Department’s efforts to achieve its policy and goals or brings discredit upon the Department.

Basis: In that on 21 August 2014, at approximately 1242 hours, at the location of 850 W. Addison Street, Chicago Illinois, in the 019th District Police facility, the Accused Police Officer Kenneth Herrera #13680 took the bicycle of Police Officer Polovina #17772 without permission, thereby bringing discredit upon the Department.

ACCUSED MEMBER WILL ALSO ENDORSE  
THIS NOTIFICATION OF SPECIFICATIONS. SIGNATURE  DATE 24/06/15



RA

**OFFICE OF THE SUPERINTENDENT  
Management and Labor Affairs Section**

**25 August 2015**

**TO:** Juan Rivera  
Chief  
Bureau of Internal Affairs

Attn: Sergeant Kristen Hansen  
Records Section  
Bureau of Internal Affairs

**FROM:** Donald J. O'Neill  
Director  
Management and Labor Affairs Section

**SUBJECT:** **REQUEST FOR CR FILE**

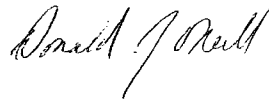
**REFERENCE:** CR 1071116  
Kenneth Herrera # 13680. Employee # [REDACTED]  
Grievance No [REDACTED]

MLAS requests **one (1) complete copy** of the above referenced CR file to prepare for the processing of a grievance filed by the above named member. MLAS further requests delivery of the CR file within ten (10) working days of your receipt of this letter.

The CR file should include the following:

Cover Sheet	Disciplinary History	Non-Concurrences (if any)
Complaint Against Member	Complimentary History	Police Board Decision (if any)
Affidavit (when required)	Command Channel Review	Suspension Order (if any)
Summary Rpt / Rpt Digest	Complaint Review Panel (if any)	
Attachments	Letter to Complainant	

Should you have any questions regarding this matter, please contact **Sergeant Thomas M. Costello** on Pax 0671 or Bell 5-5807.



Donald J. O'Neill  
Director  
Management and Labor Affairs Section

Date Rec'd form BIA:  
Date Sent to Union:  
By:

DJO/tmc

CPD 0323836

**Office of the Superintendent  
Management and Labor Affairs Section**

**25 July 2016**

**TO:** Eddie T. Johnson  
Superintendent of Police

Eddie L. Welch III  
Chief  
Bureau of Internal Affairs

Attention: Sgt. Daniel O'Connor  
Commanding Officer  
Department Advocate Section

Sgt. Meagan Remiasz  
Commanding Officer  
Records Section

Fred L. Waller  
Chief  
Bureau of Patrol

Attention: Robert Cesario  
Commander  
019<sup>th</sup> District

**FROM:** Wynter C.N. Jackson  
Director  
Management and Labor Affairs Section

**SUBJECT:** Binding Summary Opinion  
RE: Grievant: P.O. Kenneth Herrera # 13680 Employee [REDACTED]  
Unit 019, Grievance [REDACTED] CR # 1071116

**DECISION:** Grievant Kenneth Herrera's 10 day suspension, which gave rise to the listed grievance, shall be reduced to a five (5) day suspension.

Pursuant to the above captioned decision, the following actions must be taken:

The District/Unit Commander: Will ensure the grievance number is considered closed after implementation of the Binding Summary Opinion.

Office of the Superintendent  
Management and Labor Affairs Section

25 July 2016

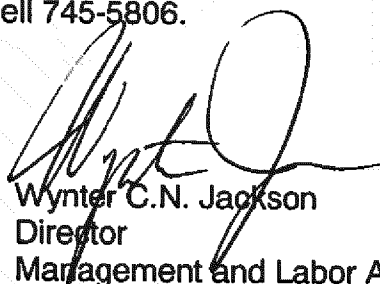
**SUBJECT: Binding Summary Opinion**

RE: Grievant: P.O. Kenneth Herrera # 13680 Employee [REDACTED]  
Unit 019, Grievance [REDACTED] CR # 1071116

The BIA Department Advocate Section: Will ensure that the grievant is suspended in accordance with the Binding Summary Opinion and **copies of any relevant documents (i.e. suspension notification), which indicate compliance, are included with this reply.**

The BIA Records Section: Will ensure that the record of the grievant is changed in accordance to this Binding Summary Opinion.

If directed to take any action, please reply to Management and Labor Affairs Section upon compliance with this directive. Please attach any relevant documentation, which indicates compliance with this reply. If there are any questions regarding this directive, please contact Sgt. Curtis Mullenix, Management & Labor Affairs Section on Pax 0671 / 0672 or Bell 745-5806.



Wynter C.N. Jackson  
Director  
Management and Labor Affairs Section

Approved:

\_\_\_\_\_  
Charise Valente  
General Counsel  
Office of the Superintendent

Compliance:

Signature: \_\_\_\_\_ Title: \_\_\_\_\_  
Date: \_\_\_\_\_ Unit: \_\_\_\_\_  
Documentation: \_\_\_\_\_

WCNJ/cgm